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 7 *Counsel for Plaintiff's*

COPY

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CLERK COURT

8 DISTRICT COURT

9 CLARK COUNTY, NEVADA

10 ASSET RESOLUTION, LLC, a Delaware
 11 limited liability company, SILAR ADVISORS,
 12 LP, a Delaware limited partnership, and SILAR
 SPECIAL OPPORTUNITIES FUND, LP, a
 Delaware limited partnership,

Case No.
 Dept No.

A-09-5318165-R

XXV

13 Plaintiffs,

14 vs.

15

16 DONNA CANGELOSI, an individual resident
 17 of Nevada, LENDER 2 LENDER, LLC, a
 18 Nevada limited liability company, FDH
 Resolution Company, LLC, a Nevada limited
 19 liability company, CHARLES B. ANDERSON
 TRUST, created in Michigan, RITA P.
 ANDERSON TRUST, created in Michigan,
 20 BALTES COMPANY, incorporated in
 Michigan, KEHL DEVELOPMENT
 CORPORATION, incorporated in Iowa,
 21 MOJAVE CANYON INC., incorporated in
 Nevada, DEATH VALLEY ACQUISITIONS,
 LLC, a Nevada limited liability company,
 22 WARREN HOFFMAN FAMILY
 INVESTMENTS, LP, a limited partnership
 formed in Iowa, PATRICK J. ANGLIN, an
 23 individual resident of Illinois, JUDY A.
 BONNET, an individual resident of Illinois,
 CHRISTINA M. KEHL, an individual resident
 24 of Illinois, DANIEL J. KEHL, an individual
 resident of Iowa, KEVIN A. KEHL, an
 25 individual resident of Iowa, KEVIN KEHL AS
 GUARDIAN OF ANDREW KEHL, an
 26 individual resident of Iowa, KEVIN KEHL AS
 GUARDIAN OF SUSAN L. KEHL, an
 27 individual resident of Iowa, KRYSTINA L.

28

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1 KEHL, an individual resident of Illinois,
2 ROBERT A. KEHL & TINA M. KEHL,
3 individual residents of Illinois, ROBERT J.
4 KEHL & RUTH ANN KEHL, individual
5 residents of Nevada, KEVIN MCKEE, an
6 individual resident of Iowa, PAMELA J.
7 MCKEE, an individual resident of Iowa,
8 CYNTHIA WINTER, an individual resident of
9 Iowa, LENDER 2 LENDER, LLC, a Nevada
10 limited liability company, FDH Resolution
11 Company, LLC, a Nevada limited liability
12 company, STAN TARA, an individual resident
13 of Nevada, CHARLES MARADEN, an
14 individual resident of Nevada, ROBERT
15 BERRY, an individual resident of Nevada, JOE
16 LAFAYETTE, an individual resident of
17 California, ARTHUR KRISS, an individual
18 resident of Utah, CYRIL TAMMADGE, an
19 individual resident of California, ROBIN
20 GRAHAM, an individual resident of California,
21 PATSY REIGER, an individual resident of
22 Nevada, TERRY MARKWELL, an individual
23 resident of Nevada, CAROL SIMON, an
24 individual resident of Nevada, LE ANN
25 APIGAN, an individual resident of
26 Washington, CONNIE WESTBROOK, an
27 individual resident of Nevada, JONATHAN
28 ELLER, an individual resident of California,
DANIEL NEWMAN, an individual resident of
Arizona, DON HESS, an individual resident of
California, KEN ZAWACKI, an individual
resident of California, WALTER MUSSO, an
individual resident of California, STEVEN
KOWALSKI, an individual resident of
California, JANICE LUCAS, an individual
resident of California, BRIGITTE KANEDA,
an individual resident of California, CINDEE
DAVIS, an individual resident of Nevada,
BILL DENNY, an individual resident of
California, ED BURGESS, an individual
resident of Nevada, DOMINIQUE NAYLON,
an individual resident of California, TITO
CASTILLO, an individual resident of Florida,
CAROL KESLER, an individual resident of
Utah, LAWRENCE TENGAN, an individual
resident of Nevada, ALFIE FUJITANI, an
individual resident of Nevada, NANCY
TURNER, an individual resident of Oregon,
EDWARD SCHOONOVER, an individual
resident of Washington, BUCK WAHL, an
individual resident of California, VICTORIA
CONWAY, an individual resident of
California, ROBERT FULLER, an individual
resident of Nevada, LINDA DOERR, an
individual resident of Nevada, MAUREEN

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1 HJELTE, an individual resident of California,
2 CRAIG WISCH, an individual resident of
3 Connecticut, GLEN SHAKE, an individual
4 resident of Indiana, TONY CHAUDHRY, an
5 individual resident of Washington, KEVIN
6 OLSON, an individual resident Nevada,
7 ROBERT BENDER, an individual resident of
8 California, CHRISTINA KNOLES, an
9 individual resident of Colorado, RODGER W.
10 STUBBS, an individual resident of Florida, 1-3
11 Enterprises LLC., an entity of unknown origin;
12 1823 Corporation, a California corporation;
13 1995 Tobe Eugene Stricklin & Barbara
14 Stricklin Revocable Trust dated 4/11/95; 1996
15 Knobel Trust dated 9/5/96; 1996 Scafidi
16 Childrens Trust dated 6/27/96; Phillips Family
17 Trust dated 10/24/89; A. Andrew Schwarzman
18 IRA; Phillips Family Trust dated 10/24/89; A-1
19 Casters & Equipment Reno, L.L.C., an entity of
20 unknown origin; Aaron Hawley, an individual;
21 Osherow Trust dated 9/11/89; Abraham
22 Serouya, an individual; Acres Corporation a
23 Nevada corporation; Acres Corporation
24 Defined Benefit Pension Plan; Acres Profit
25 Sharing Plan; ACS Properties, Inc., A Florida
26 Corporation; Action Sports Alliance USA Inc. a
27 Nevada corporation; Adam L. Fetterdy, an
28 individual; Al-Awar Living Trust; Adrian J.R.
Oosthuizen, an individual; KM Trust; Murray
Trust; B.A.B.S., Inc. Trust; Al Kraus, an
individual; Katrina Kraus, an individual;
Michael Family Trust dated 12/14/03; Alan B.
Friedman, an individual; Alan G. & Patty J.
Dondero 1992 Revocable Trust; Alan Groh
IRA; Alan M Markus, an individual; Trena L
Markus, an individual; Alan Robinson, an
individual; Gail Robinson, an individual; Alan
S & Carolyn A. Duncan Declaration of Trust
dtd 09-03-98; Simon Family Trust 2000; Albert
Daniel Andrade, an individual; Albert J.
Mineconzo Living Trust dated 11/4/97; Albert
M. Arechiga, an individual; Albert Winemiller,
an individual; Debra Winemiller, an individual;
Albert Winemiller Inc., an entity of unknown
origin; Albert Winemiller Limited Partnership,
an entity of unknown origin; Aldon G. Cook,
an individual; Deedra Cook, an individual;
APG Trust dated 7/5/00; Alexander P.
Rayment, an individual; Maria A. Rayment, an
individual; Alexander W. Marchuk, an
individual; Doreen W. Marchuk, an individual;
Tennariello Revocable Trust; Honikman 1993
Trust dated 2/19/93; Alice Shepherd, an
individual; The Alice Shepherd Trust; Alicia
McBride, an individual; Marion McBride, an

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1 individual; Herd Family Trust dated 4/23/90;
2 Mault Family Trust; Allen K. Forbes, an
3 individual; Allen M. Nirenstein & Dorothy H.
4 Nirenstein 1992 Revocable Trust dated 3/4/92;
5 Allen Zalkind, an individual; Sandra Zalkind,
6 an individual; Alma B. Moore, an individual;
7 Alneil Associates, an entity of unknown origin;
8 Alneil Lipp LLC, an entity of unknown origin;
9 Paul G. Chelew Charitable Remainder Unitrust
10 Ill; Alta Funding, Inc., A Florida Corporation;
11 Alterio A.G. Banks Living Trust dated 2/13/96;
12 Althea F. Shef Living Trust dated 5/1/03;
13 Alvaro V. Perez, an individual; Heidi L. Perez,
14 an individual; Alvin Broido Marital Trust U/A
15 dated 4/22/72; Amberway Equities LLC, an
16 entity of unknown origin; Alvin M. Swanson &
17 Grace E. Swanson Family Trust dated 9/14/94;
18 Andrew Dauscher, an individual; Ellen
19 Dauscher, an individual; Andrew H. Shahin
20 Trust dated 6/6/94; Andrew R. Peterson &
21 Sharns Peterson 1991 Living Trust dated
22 11/22/91; Andrew R. Kehl UNVUTMA;
23 Angela G. Mosinskis Family Trust dated;
24 Angela Jane Deglandon, an individual; Angela
25 S. Snyder, an individual; Ann R. Dery, an
26 individual; James D. Dery, an individual; Anna
27 Lacertosa, an individual; Marie Lacertosa, an
28 individual; Abrams Living Trust dated
10/23/96; Anne F. Di Salvo, an individual;
Annee Nounna Family Trust; Acres Profit
Sharing Plan; Rehberger Family Trust dated
6/17/92; Rehberger Family Trust dated 6/17/93;
Acres Corporation, A Nevada Corporation;
Anthony J. Zerbo, an individual; Anthony P.
Wynn, an individual; Sheri J. Wynn, an
individual; Anthony & Nancy Prescia Family
Trust 101321229; The Gambello Trust; Anton
Tapman, an individual; Alamo Family Trust
dated 12/30/86; Aprille J. Pihl, an individual;
Weible 1981 Trust dated 6/30/81; Area 2 LLC,
a Nevada limited liability company; Arlene
Beadle, an individual; Arlene J. Fine IRA;
Arlene L. Crank & Edward H. Davies Living
Trust dated 6/27/03; Alves Family Trust dated
10/27/89; Arnold Rosenthal, an individual;
Arnold Stairman Profit Sharing Plan; Arthur E.
Kebble & Thelma M. Kebble Family Trust
dated 5/19/95; Schnitzer Living Trust dated
10/29/91; Arthur Polacheck, an individual;
Glorianne Polacheck, an individual; Arthur T.
Donaldson, an individual; Arthur V. Adams
Trust dated 9/12/97; Athanasia T. Stein, an
individual; The Roe Living Trust dated
2/14/95; Audrey M. Whightsil Revocable
Living Trust; August J. Amaral, Inc., a Nevada

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1 corporation; Aurora Investments Limited
2 Partnership, an entity of unknown origin;
3 Aylene Geringer, an individual; Mark Zipkin,
4 an individual; B & W Precast Construction,
5 Inc., A California Corporation; B2PW, an
6 Oregon Partnership; Bay Area Capital, LLC, an
7 Oregon LLC; Barbara A. Cecil IRA; Barbara J.
8 Kewell Trust dated 7/18/89; Barbara J.
9 Speckert Revocable Living Trust dated 6/19/05;
10 Barbara L. Gunther, an individual; The Barbara
11 M. Sanchez 2002 Revocable Living Trust dated
12 4/4/02; The Barbara M. Sanchez 2002
13 Revocable Living Trust dated 4/4/03; The
14 Barbara M. Sanchez 2002 Revocable Living
15 Trust dated 4/4/04; The Barbara M. Sanchez
16 2002 Revocable Living Trust dated 4/4/06; The
17 Barbara M. Sanchez 2002 Revocable Living
18 Trust dated 4/4/05; Barbara Sklar Revocable
19 Living Trust dated 8/31/01; Barbara Sue Luthi
20 IRA; Barbara Susan Malkoff, an individual;
21 Barnhart Family Trust dated 10/2/92; Baron
22 Family Trust; Barton R. Wilkinson, an
23 individual; Dianna L. Wilkinson, an individual;
24 Basil Honikman, an individual; Linda
25 Honikman, an individual; Basko Revocable
26 Trust dated 7/21/93; Becht Borggrebe Trust;
27 The Benz Family Trust dated 7/14/95; Ben
28 Lofgren, an individual; Dana Lofgren, an
individual; Benita M. Rashall, an individual;
Benjamin & Aleath Nicosia; Bernard Kloenne
Living Trust dated 10/10/86; Bernard
Greenblatt Living Trust UA dated; Bernard L.
Finley, an individual; Jacklyn Finley, an
individual; Lehrer Family Trust dated 2/3/04;
Bernard Sindler IRA; B S Living Trust; Dalton
Trust dated 1/7/94; Bert E. Amlund Charitable
Remainder Unitrust dated 12/31/01; Leon E.
Singer & Suzy Singer Revocable Trust dated
6/30/99; Bertha Strauss, an individual;
Bettencourt Family Living Trust dated 9/9/97;
Betty J. Phenix, an individual; Betz Family
Trust; The Beulah J. Johnson Living Trust
dated 5/3/01; Bill Dupin, an individual; Penny
Dupin, an individual; Penn Family Trust dated
1/20/90; Billie R. Cislaghi Trust; Billy D.
Denny and Donna R. Denny 2000 Revocable
Trust dated 1/26/00; Billy Shope, Jr. Family
LP, a Nevada limited partnership; Bishopberger
Charitable Remainder Trust Uad 11/3/94;
Blood Family Trust dated 5/18/99; Bob
O'Connor Self Employed Retirement Account;
Bonfiglio & Associates Ltd., an entity of
unknown origin; Bosworth 1988 Family Trust
For Eric Ronning; Brad L. Larson, an
individual; Bradbury Retirement Plan & Trust

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1 dated 5/26/99; Bradford A. McMullin, an entity
2 of unknown origin; Brandin Family Trust dated
3 December 1980 As Updated; Brant C. Lyall, an
4 individual; Kathy J. Lyall, an individual;
5 Brenda Falvai, an individual; Brian L. Riley
6 IRA; Broadwalk Investments Limited
7 Partnership; Brooke Ann Hawley, an
8 individual; Stephen Hawley, an individual;
9 Brooks Bishofberger, an individual; Brooks H.
10 Robinson, an individual; Dee Dee Robinson, an
11 individual; Brouwers Family Trust dated
12 1/11/1995; Bruce D. Bryen, an unmarried man
13 transfer on death to Erica Bryen; Bruce D.
14 Wallace, an individual; James B. Avanzino, an
15 individual; B.D.W. 1987 Trust dated 9/29/87;
16 Bruce R. Lemar, an individual; Bryce F. Bell,
17 an individual; Bunny C. Vreeland, an
18 individual; Burt Family Trust #2; David A Sack
19 Irrevocable Trust Dated 3/28/94; Burton M.
20 Sack, an individual; Scott A. Sack Irrevocable
21 Trust Dated 3/18/94; Byran J. McWaters, an
22 individual; Lisa J. McWaters, an individual; C.
23 Deann Dutt Trust; C. Donald Ayers, an
24 individual; C. K. Khury & Irene K. Bass
25 Family Trust; C.K. Khury, an individual; Irene
26 K. Bass, an individual; Cad C. Hagen, an
27 individual; Calz Family Trust dated 11/16/88;
28 Jay S. Stein IRA; Susan F. Gackenbach IRA;
Cal-Mark Beverage Company Defined Benefit
c/o Nevada Trust Company; Winkler Family
Trust LTD 3/13/86; Capstone Asset
Management, an entity of unknown origin; The
Carey B. Sigmen & Lisa K. Sigmen Trust dated
3/3/97; Carl M. Warfield, an individual; Laura
W. Warfield, an individual; Neilan Living Trust
dated 01/02/04; Carlos A. Trujillo, an
individual; Carmen Neidig, an individual; Carol
A. Kelly, an individual; Carol A. Squicci
Revocable Trust dated 5/12/03; Trust A of the
1983 Living Trust Agreement dated 8/11/83;
Carol Edward Associates, an entity of unknown
origin; Carol J Pruner Trust dated 11/24/99;
Carol J. Simcock IRA; Carol Kiland IRA;
Carol Mortensen Family Trust dated 9/9/90;
Carol Sue Dunton, an individual; Ken M. Jaffe
& Amy Jaffe-Rosen; Carson Family Trust
dated 11/19/04; Carter L. Grenz, an individual;
Cassandra J. Robbins, an individual;
Catalanello Trust dated 2/1/99; Catherine D.
Oppio Trust dated 2/11/04; Catherine Garland,
an individual; Catherine Perrone, an individual;
Cecil E. Riordan, an individual; Barbara
Riordan, an individual; Center State Beverage,
Inc., a California corporation; Charles Kastler
III & Margaret L. Kastler Family Trust dated

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1 8/17/89; Clair W. Potter Trust; Charles B.
2 Plunkett Revocable Trust; Charles Bombard
3 1999 Trust dated 12/3/99; Charles Duke
4 Cummins, an individual; April M. Cummins, an
5 individual; Charles E. Borom, an individual;
6 Lanna G. Borom, an individual; Charles Jeremy
7 Ainsworth, an individual; Charles Kastler III,
8 an individual; Margaret L. Kastler, an
9 individual; Charles Kastler III & Margaret L.
10 Kastler Family Trust dated 8/17/89; Charles
11 Lebron Parker, an individual; Charles P.
12 Rashall Living Trust dated 4/14/99; Charles R.
13 Maraden, an individual; Valerie Callahan, an
14 individual; Charles & Jean Maraden Family
15 Trust dated 12/16/03; Charles S. Boggs Living
16 Trust dated 8/27/98; Hamm Trust dated
17 3/17/05; Charles Wilson Nibley IV, an
18 individual; Nancy Ann Nibley, an individual;
19 Chesley R. Davies, an individual; Mary E.
20 Davies, an individual; Chester R. McDowell, an
21 individual; Chris F. Lapacik, an individual;
22 Rosemary D. Lapacik, an individual; Chris
23 Sharp, an individual; Tem Sharp, an individual;
24 Christina L. Hess, an individual; Christina M.
25 Kehl, an individual; Christina Reale, an
26 individual; Christopher J. Fernandes, an
27 individual; Dionisio A. Fernandes, M.D., an
28 individual; Chun Living Trust dated 2/17/98;
Church of the Movement of Spiritual Inner
Awareness, an entity of unknown origin; Citrus
Grove Apartments, LLC, a California company;
Clair W. Potter Trust; Clara M. Cadjeux, an
individual; Clark 1998 Trust; Bartkowski
Family Trust Dated 8/25/1994; Classic Land
LLC, a Nevada Company; Classic Plumbing, a
Nevada Company; Clawitter Associates, LLC, a
California Limited Liability Company; Helen
Clifton as trustee of the Clifton Family Trust;
Clifton H. Spindle, an individual; Verna R.
Spindle, an individual; Cole S. Smith, an
individual; Colita Kwiatkowski, an individual;
Paul Kwiatkowski, an individual; Connie
Mihos, an individual; Ivan Loeks, an
individual; Connie Westbrook, an individual;
Constantyn Chalitsios, an individual; Consuelo
B. Alfonso, an individual; Joani A Alfonso-
Littrell, an individual; Cornelius Buys, an
individual; Helen Buys, an individual;
Cornerstone Capital Investments, LLC, a
Nevada LLC; Craig L. Rommel, an individual;
Ann Made Rommel, an individual; Craig
Wisch, an individual; Crosbie B Ronning, an
individual; Curtis G. Kastler, an individual;
Curtis Hattstrom, an individual; Virginia
Hattstrom, an individual; Curtis R. Colagross,

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1 an individual; Terri L. Colagro, an individual;
2 Cynthia A. Winter, an individual; Cynthia Ann
3 Pardee Trust dated 6/20/03; Cynthia Burdige
4 Trust U/A dated 4/13/00; Cynthia Burdige, an
5 individual; Daniel Drubin, an individual; C.
6 DeAnn Dutt Trust; Cynthia Devito, an
7 individual; D & K Partners Inc., an entity of
8 unknown origin; D. Joseph & Louise M.
9 Doucet 1989 Trust dated 3/30/89; D. Nathan
10 Meehan, an individual; Dan Nelson, an
11 individual; Teri Nelson, an individual; Daniel
12 D. Newman Trust dated 11/1/92; Altman
13 Living Trust; Daniel C. Barcia, an individual;
14 Daniel O. Carlton & Takeko Carlton Revocable
15 Trust dated 4/30/97; Daniel Carlton, an
16 individual; Daniel Drubin, an individual; Laura
17 Drubin, an individual; Daniel J. Kehl, an
18 individual; Daniel K. Fix & Barbara J. Fix
19 Family Trust; Daniel L. Everett, an individual;
20 Sandra M. Everett, an individual; Daniel L.
21 Pereslete Trust; Daniel Living Trust As
22 Amended dated 1/9/98; Daniel & Virginia
23 Salerno Family Trust dated 8/9/89; Daniel O.
24 Conner IRA; Daniel T. Drubin, an individual;
25 Laura Drubin, an individual; Daniel Uriarte
26 Family Trust dated 10/9/90; Danna Trust
27 Agreement of 1990; Datlene Ashdown, an
28 individual; Vincent N. Greene, an individual;
Dar Living Trust dated 2/12/03; Daryl Blanck
& Yvonne Blanck Trust dated 3/23/94; Dave
Griffith, an individual; David A Kingman, an
individual; David A. Souza, an individual;
Elizabeth M. Souza, an individual; David B and
Renee A Chaffin Family Trust dated 2/27/02;
David B. Doutt Sr., an individual; Johnine M.
Doutt, an individual; D.B. Greenberg Trust
U/D/T 7/20/98; David Barker, an individual;
Lisa Barker, an individual; David C. Coulson,
an individual; Maria V. Ardila-Coulson, an
individual; David C. Coulson IRA; David C.
Jesse, an individual; David F. Eldridge, an
individual; Elfriede R. Fujitani, an individual;
David Fossati, an individual; Kelley Family
Trust UAD 10/10/91; David G. Livingston, an
individual; Erlinda M. Livingston, an
individual; Sterling Living Trust; David J.
Albiol, an individual; David J. Conklin, an
individual; David J. Tammadge, an individual;
Kravitz Family Revocable Trust; Griffith
Family Trust dated 4/30/92; David M. & Ann
D. Eastman Family Living Trust; David M.
Blood, an individual; David M. Eby, an
individual; Patricia D. Eby, an individual;
David M. Olds, an individual; Sally W. Olds,
an individual; David M. Thatcher, an

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1 individual; Newman Trust dated 1/26/94; David
2 Rubio, an individual; Patricia L. Rubio, an
3 individual; David Rosner Revocable Trust
4 dated 01/05/2005; David Sailon, an individual;
5 Joan Sailon, an individual; David W. Sexton,
6 an individual; Pamela K. Sexton, an individual;
7 Davis Investments A Nevada Partnership;
8 Weible 1981 Trust dated 6/30/81; Debolt
9 Living Trust dated 7/30/01; Deborah A. Daniel,
10 an individual; Debra A. Sierra, an individual;
11 Debra Ann Winemiller, an individual;
12 Dehart/Hooks, LP, A Nevada Limited
13 Partnership; Johnston Estate; Watkins Family
14 Trust dated 7/24/92; Delwin C. Holt, an
15 individual; Denise A. Murphy, an individual;
16 Denise F. Fager Revocable Trust under
17 agreement dated 2/28/03; Dennis A Devito, an
18 individual; Dennis Dalton, an individual;
19 Barbara Dalton, an individual; Dennis G.
20 Campion, MD PSP dated 3/16/72; Dennis J.
21 Dalton IRA; Dennis M. Keegan, an individual;
22 Gwen M. Keegan, an individual; Dennis Raggi,
23 an individual; Dennis Sipiorski, an individual;
24 Donna Sipiorski, an individual; Dennis W.
25 Boegel, an individual; Cynthia Reed, an
26 individual; Desert Commercial Sweeping Inc.,
27 an entity of unknown origin; Diane H. Higgins,
28 an individual; Diane L. Bennett, an individual;
Diane Massry Aka Denise D. Azrak-Massry, an
individual; Dianna Wilkinson IRA; Dina Ladd,
an individual; Dionisio A. Fernandes, Md, an
individual; Fiola Fernandes, an individual;
Dominique Naylor, an individual; Dennis E.
Hein, an individual; Carrier Family Trust dated
8/9/91; Don & Helen Hellings Family Trust
(dated 2/27/86); Don Marshall, an individual;
Donald A Hermann, an individual; Nancy E
Hermann; Donald A. Gandolfo, an individual;
Margaret D. Gandolfo, an individual; Donald E.
Redmon & Jaylyle Redmon Family Trust dated
10/31/95; Virts Révocable Living Trust;
Donald Besemer, an individual; Dunbar
Revocable Living Trust dated 11/21/1998;
Burger 1981 Trust; Briney Family Exemption
Trust (dated 11/5/82); Donald E. Redmon IRA;
Virts Revocable Living Trust; The Frey Family
Trust; Donald H. Kwiatkowski, an individual;
Sandra L. Kwiatkowski, an individual; Donald
H. Pinsker, an individual; Sherry! Pinsker, an
individual; Donald L. Hess, an individual; Kay
J. Hart, an individual; Donald M. & Janice I.
Berman 1996 Revocable Trust; Donald Swazey
& Beverly W. Swezey Trust dated 2/20/01;
Flood Family Trust dated 12/24/85; Donald W.
Brehm, an individual; Donald W. Spring, an

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1 individual; Evelyn Mae Spring, an individual;
2 Donna Dunn Living Trust dated 4/4/00; Donna
3 J. Brooks, an individual; Donna M. Cangelosi
Family Trust; The Doris E. Winter Trust;
4 Dorothea K. Kraft, an individual; Douglas
5 Gregg Schulze, an individual; Doreen L.
Schulz, an individual; Douglas Littrell, an
individual; Joan Littrell, an individual; Minter
6 Family 1994 Trust; Douglas & Nancy
O'Herron Trust; Douglas Tichenor, an
individual; Susan Tichenor, an individual; Dr.
7 Allan R. Hemdobler, an individual; Sue
Hemdobler, an individual; Dr. Carole Talan, an
individual; Dr. Damon Paul Walton, an
individual; Rebecca Jean Walton, an individual;
8 Dr. Damon Paul Walton IRA; Dr. Dana D.
9 Keith DDS, an individual; Dr. David R. Enrico,
an individual; Dr. Bonny K. Enrico, an
individual; Dr. Henry C. Ayoub; Dr. Joselito
10 Tan Burgos Jr., an individual; Dr. Louis Rotola,
an individual; Bridget Rotola, an individual;
11 Stanley Alexander Trust; Dr. Stanley
12 Alexander, an individual; Florence Alexander,
an individual; Draper Family LLP, A Colorado
13 Partnership; Duane Steward, an individual;
Diane J. Steward, an individual; Nevada
14 Freedom Corp. PSP dated 10/1/90 AMD
9/1/95; Dunbar Revocable Living Trust dated
15 11/21/98; Frederick W. Kewell IRA; Dwayne
H. Deutscher, an individual; Michelle T.
Deutscher, an individual; Yoder Family Trust
dated 10/25/00; Harouff Charitable Remainder
16 Trust 9/5/96; Dwight W. Harouff, an
individual; Mary Ann Harouff, an individual;
17 Harouff Charitable Remainder Trust 9/5/96;
Marston Family Trust dated 8/13/93; Earl
18 Hauserman, an individual; Bette Hauserman, an
individual; Earl Howsley, Jr., an individual; Ed
19 S. Pedman, an individual; Eddie Mayo, an
individual; Jocelyne Helzer, an individual;
Eddie Mayo, an individual; Jocelyne Helzer, an
individual; Edmund G. Gaylord, an individual;
20 Betty Boese, an individual; Edna P. Wilson, an
individual; Sloan D. Wilson, an individual;
Edward Panyrek, an individual; Joan Panyrek,
an individual; Edward Burgess IRA; Edward E.
21 Eyre, Jr. 1998 Trust dated 12/31/98; Edward &
Joan Panyrek Trust dated August 11 2005;
Scheidegger Family Trust dated 12/26/01; The
22 Schoonover Family Trust dated 2/23/04;
Edward O. High, an individual; DeBolt Living
Trust dated 7/30/01; Edwin C. Hansen, an
individual; Rachel M. Hansen, an individual;
23 Edwin Lowell Hauser, Jr. Living Trust dated
1/3/97; Edwin & Dianne; Edwin Lowell

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Facsimile: (702) 732-3802

1 Hausler Jr. Living Trust dated 1/3/92; Edwin
2 Lowell Hausler Jr. Living Trust dated 1/3/93;
3 Edwin Lowell Hausler Jr. Living Trust dated
4 1/3/94; Elan Reddehl Revocable Living Trust
5 dated 8/4/03; Eleanor A. Couch, an individual;
6 Eleanor Ada Couch Trust dated 12/29/2005;
7 Eleanor L. Rogers 1991 Revocable Living Trust
8 dated 7/31/91; Eleanor Varelli, an individual;
9 Elizabeth P. Dokken Trust dated 1/27/93;
10 Elizabeth Stryks Shaw, an individual; Ella M.
11 Lehrer, an individual; Ellen D. Dauscher In
12 Trust For Carleigh Joy Alexandra Zoe & Julian
13 Grace; Ellen V. Dustman, an individual; Oliver
14 Henry, an individual; Ellyson J. Galloway, an
15 individual; Elmer Eugene Gilbert Jr., an
16 individual; Emery Living Trust dated 6/04/91;
17 Emily P. Lee, an individual; Emmeline
18 Punsalan, an individual; Fred G. Neufeld IRA;
19 Eric B. Freedus, an individual; Linda P.
20 Freedus, an individual; Eric C. Disbrow MD
21 Inc. Profit Sharing Plan; Eric S. Perlman, an
22 individual; Eric T. Erickson, an individual;
23 Dolores Y. Erickson, an individual; Erika G.
24 Lynn, an individual; Erika Muchenberger
25 Revocable Trust dated 11/21/03; Ernest J.
26 Moore, an individual; Ernest W. Libman IRA;
27 Eugene Auffert, an individual; Maria Teresa
28 Auffert, an individual; Eugene B. Machock &
Dianne D. Machock Family Trust dated 3/3/04;
Eugene C. Wiehe Trust dated 10/31/85; Eunice
O. Chapman, an individual; Evan J. Madow,
D.C. Trust; The Chris H. Sheein (deceased) &
Evelyn Asher Sheerin 1984 Trust dated
5/31/84; Evelyn Fisher, an individual; Everett
H. Johnston Family Trust dated 1/24/90; Eva E.
Zepponi & Billie D. Zepponi Family Trust
under agreement dated 2/9/93; Falkenborg
Family LLC a California limited liability
company; Fernando Cuza, an individual; Kristi
Cuza, an individual; Finkel Family Trust dated
7/26/05; Clarence J. Greenwald IRA; Irwin
Levine IRA; Alan Groh IRA; Albert
Blumenthal IRA; Anton Trapman IRA; Anton
Trapman Roth IRA; Boris Lokshin IRA; Cesari
Piazza IRA; Charles Kastler III IRA; Craig
Zager Sep IRA; Curtis Hattstrom IRA; David
Foxcroft IRA; Dianna Wilkinson IRA; Donald
C. Dunbar IRA; Donald E. Rerimon IRA; Earl
Hauserman-IRA; Edward C. Fraser IRA;
Edwin E. Arnold IRA; Eva M. Gehle Roth
IRA; Gary DeMaine IRA; Gary McMahon Sep
IRA; George A. Di Gioia IRA; George J. Motto
IRA; George R. Haney IRA; Gregory Yonai
IRA; Henri L. Louvigny IRA; Jack D. LaFlesch
IRA; Jack Mennis IRA; Jacqueline Thurmond

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Washington, D.C. 20004-2222
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Fax: (202) 737-1201

1 IRA; James F. Eves IRA; James M. McConnell
2 IRA; James N. Deglandon IRA; James Paul
3 Goode IRA; Janice A. Lucas IRA; Jay P.
4 Hingst IRA; Jocelyne Helzer IRA; John A. M.
5 Handal IRA; John W. Brouwers, M.D. Sep
6 IRA; Jorg U. Lenk IRA; Joseph P. Davis IRA;
7 Judith G. Pech IRA; Kenneth A. Wener IRA;
8 Kenneth Addes IRA; Kenneth H. Wyatt IRA;
9 Kristie A. Kayser IRA; Louise Teeter IRA
10 Rollover; Lamberto Eugenio IRA; Larry L.
11 Rieger IRA; Leo W. Lloyd IRA; Lindsey H.
12 Kesler Jr. IRA; Lloyd Frey IRA; Louise Teeter
13 IRA Rollover; Lynn Fetterly IRA; Manuel Rice
14 IRA; Marion C. Sharp IRA; Marvin Nicola
15 IRA; Mary H. Earp IRA; Mary Jellison IRA;
16 Matthew Molitch IRA; Michael J. McLaws
17 IRA; Michael S. Braida IRA; Michael S.
18 Simcock IRA; Nancy C. Serino IRA; Nancy C.
19 Serino IRA; Nancy R. Gilmour IRA; Nelson L.
20 Cohen IRA; Noel E. Rees IRA; Patsy R. Rieger
21 IRA; Paula S. Bender IRA; Peggy Ann Valley
22 IRA; Peter C. Cranston IRA; Phyllis P. Wyatt
23 IRA; Randy Sanchez IRA; Rena Dehart IRA;
24 Richard L. Cadieux IRA; Richard L. Younge
25 IRA; Richard W. Gilmour IRA; Robert D. Earp
26 IRA; Robert G. Fuller IRA; Robert L. Pech
27 IRA; Rosalie A. Morgan IRA; Rudolf Winkler
28 IRA; Stephen V. Kowalski IRA; Sylvia Hooks
IRA; Thomas Rehn IRA; Thomas T. Riedman
IRA; Timothy J. Porter IRA; Tina M. Wener
IRA; Todd C. Maurer IRA; Mary Coleman IRA;
Kip B. Virts IRA; Gary D. Ward IRA; Janice
Mills, IRA; Harold E. Pals IRA; Adene J. Fine
IRA; Betty R. Pardo IRA; Brenda J. High IRA;
Leah K. Dobyne IRA; Marina Mehlman IRA;
Moms Mansell IRA; Robert Speckert IRA;
Suzanne Brehmer IRA; Robert Specked IRA;
Curtis Clark IRA; Hamilton High IRA; Harold
E. Pals IRA; Moms Mansell IRA; Lewis Fine
IRA; Thomas C. Gray IRA; Heidi Machock
IRA; Fisko Ventures, LLC., an entity of
unknown origin; Louise Teeter IRA Rollover;
Paul Bloch IRA; Floyd H. Lander Living Trust
U-A 4/23/99; Floyd M. Spindle, an individual;
Ford S. Dunton, an individual; FR Inc, Dba
Bombard Electric, an entity of unknown origin;
Fraley Limited Partnership, a Nevada Limited
partnership; Phillips Family Trust dated
10/24/89; Francesco Soro Retirement Plan
dated 1/1/99; Francesco Soro, an individual;
Francis Donald Riggs Jr, an individual; Jaime
Kefalas Trust; Jason A Kefalas Trust; Frank
Davenport, an individual; Belmonte Family
Trust; Frank Reale, an individual; Frank S.
Wasko Revocable Trust dated 5/21/02;

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1 Charlotte Snopko Marital Trust dated 8/31/04;
2 Snopko 1981 Trust dated 10/27/81; Frank
3 Valentino, an individual; Stella Valentino, an
4 individual; Frank Wasko, an individual; Ott
5 Family Revocable Trust; Franz J. Zimmer
6 Revocable Trust dated 02/05/97; Fraser
7 Atwater Properties, LLC, an entity of unknown
8 origin; Fred G Altenburg, an individual;
9 Foxcroft Living Trust dated; Freda Newman
10 Trust dated 7/26/84; Frederick D. Garth, an
11 individual; Blair F. Garth, an individual;
12 Frederick J. Davis, an individual; Windisch
13 1998 Living Trust; Frederick Paul Windisch, an
14 individual; Freeda Cohen Trust dated 7/11/04;
15 Freedom Properties, Inc., an entity of unknown
16 origin; G & L Nelson Limited Partnership, an
17 entity of unknown origin; G. Robert Knoles, an
18 individual; Christina G. Knoles, an individual;
19 Gail A. Freitas Revocable Trust dated 6/20/03;
20 Robert W. & Gail A. Gray Revocable Trust;
21 Gail Klevay, an individual; Gail M. Hock, an
22 individual; Gail Hodes Living Trust dated
23 9/10/03; Gale Gladstone Katz Revocable
24 Living Trust dated 12/10/03; Craner Family
25 Trust Under Agreement dated 2/23/99; The
26 Gareth A. R. Craner Trust Dtd 6/01/02; Gary A.
27 Thibault, an individual; Sandra C. Thibault, an
28 individual; Gary Deppe, an individual; Gary E.
Topp, an individual; Gary E. Tucker, an
individual; Linda L. Tucker, an individual;
Gary L. Bonnerma, an individual; Gary Larson,
an individual; Dolores Larson, an individual;
Gary Moberly IRA; Gary R. Barton, an
individual; Mavis J. Barton, an individual;
Gayle Harkins, an individual; GDSS Investors
LLC, a Colorado limited liability company;
Gene Montoya, an individual; Angela J.
Howard, an individual; Geoffrey Mott, an
individual; Maryann Mott, an individual;
George Gage Trust dated; George Michael
Averett, an individual; Claim H. Averett, an
individual; Virginia & George Minar Living
Trust; George S. Cohan & Natalie N. Cohan
Family Trust dated 4/1/03; George W. Hall &
Susan P. Hall Revocable Family Trust;
Hubbard Trust dated; George W. Hubbard Roth
IRA; George W. Urda, an individual; Georges
1987 Trust dated 12/23/87; Merz Family Living
Trust dated; Gerald E. Colligan, an individual;
Gerald L. Bittner Sr. DDS, an individual; Susan
I. Bittner, DDS, an individual; Gerald L.
Bittner, Jr. DDS Profit Sharing Plan; Gerald
Marts, an individual; Linda R. Marts, an
individual; Gerry Topp, an individual; Sperry
Family Trust UDO 4/15/97; Gilbert Manuel

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1 Living Trust dated 1/3/92; Gladys Mathers, an
2 individual; Joann Nunes, an individual; Glen J.
3 Brecht Trust dated 1/24/86; Glenda Lambert
4 Sibley IRA; Davis Revocable Living Trust UTA
5 7/06/88; Glenn & Came Donahue Living Trust
6 dated 4/30/94; Glenn W. Gaboury, an
7 individual; Sharon M. Gaboury, an individual;
8 Graf Family Trust dated 2/7/77; Gloria M
9 Swett, an individual; Deborah H. Nogaim, an
10 individual; Gloria W. Handelman, an
11 individual; Jim Handelman, an individual;
12 Handelman Charitable Remainder Unitrust;
13 Gloria Weiner Adams Revocable Trust dated 6-
14 8-2005; Gold Plated L.L.C., an entity of
15 unknown origin; Gold Runner, L.L.C. a Nevada
16 limited liability company; Gonska Foundation,
17 LLC, a Nevada limited liability company; The
18 Gordon Rap and Nancy S. Phillips Living Trust
19 dated January 17, 1994; The Lynda Young
20 Goodson LP; Grable B. Ronning, an individual;
21 Graydon L. Fladager, an individual; Cynthia A.
22 Flada, an individual; Greene Family Trust dated
23 4/25/90; Greenwald Living Trust dated 5/8/90;
24 Greg Milano, an individual; Jane Milano, an
25 individual; Kloenne Living Trust dated 3/11/87;
26 Gregory C. Burkett, an individual; Kathy
27 Burkett, an individual; Gregory D. Yonai
28 Family Trust; Gregory E. Weir, an individual;
Family Trust; Gregory R. Thompson, an individual; Gregory
Scott Daniel, an individual; The Sak Family
Trust dated 12-17-04; Gregory W. Stimpson, an
individual; Carrie M. Stimpson, an individual;
Guido Mandarino, an individual; Maria Rocco,
an individual; Volpel Trust dated 2/2/96; Guy
Archer, an individual; Whitman Trust dated
12/1/04; H. Lee Shapiro, an individual;
Hamilton High IRA; Hannah Brehmer, an
individual; Billy Gates, an individual; Hans J.
Leer, an individual; Carolyn F. Leer, an
individual; Hans J. Prakelt, an individual;
Harkley E. Boak, an individual; Carrie Boak,
an individual; Harold Corcoran, an individual;
Joyce Corcoran, an individual; Harold Epstein
Revocable Living Trust dated 2/14/91; Harold
G. Hartwell, an individual; Moody Family
Trust; Harold Willard and Beverly Willard
1980 Trust dated 12/18/80; Harty G. Fritz &
Beverly C. Fritz Family; Hart Family Trust
dated 8/30/99; Harvey A. Komhaber, an
individual; Harvey Alderson, an individual;
Harvey Andrew Rineer III Trust UTA;
McShaffrey Living Trust dated 3/27/81;
Hawley Family Trust dated 8/15/96; Heather
Winchester, an individual; William Winchester,
an individual; Heidi Machock IRA; Helena A.

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1 Bova, an individual; Helmut R. Dobeck, an
 2 individual; Eloise A. Dobeck, an individual;
 3 The Henry L. Louvigny & Marcella A.
 4 Louvigny Family Trust dated 10/18/84; Henri
 5 L. Louvigny IRA; Henry E. Pattison, an
 6 individual; Ruth V. Pattison, an individual;
 7 Henry & Mengla Obermuller Trust dated
 8 9/14/90; Herbert Lum Trust dated 11/27/96;
 9 Herbert Slovis, an individual; Julie B. Slovis,
 10 an individual; Herbert Sonnenklar, an
 11 individual; Norma R. Sonnenklar, an
 12 individual; Herndon Family Trust dated
 13 05/29/1997; Herpst Family Trust dated 8/16/90;
 14 Huffman Family Trust dated 5/28/98; Hillari
 15 Tischler payable on death to Howard Tischler;
 16 Hine Family Trust; Hoffman Family
 17 Investments LP, an entity of unknown origin;
 18 Saulsberry Revocable Inter-Vivos Trust dated
 19 9/9/82; Holly J. Pickerel, an individual;
 20 Horizon Investment Management LLC, an
 21 entity of unknown origin; Sayler Family Trust
 22 dated; Howard Connell, an individual; Lorene
 23 Connell, an individual; Brooks Living Trust
 24 dated; Howard Kolodny Trust dated 3/22/99;
 25 Craig Living Trust dated 08/10/00; Kyle
 26 Nehdar UGMA; Hulse Family Trust; I. Zerbo,
 27 an individual; Finlayson 1991 Family Trust;
 28 Ingrid A. Rutherford Family Trust dated 7/8/99;
 Ira Jay Shapiro, an individual; Blanche Shapiro,
 an individual; Irene R. O'Hare Trust dated
 7/28/88; Irene Trapman, an individual; Anton
 Trapman, an individual; Iris G. Corley Trust
 dated 9/19/84; Ivan Loeks, an individual; The J
 V Marrone Revocable Trust dated 12/12/95;
 Kirk Family Trust dated 8/24/99; J. Kord
 Kelley, an individual; Grant M. & J. Laurel
 Bushman Family Trust; Jack Goldenthal, an
 individual; Sylvia Goldenthal, an individual;
 Jack J. Beaulieu Revocable Living Trust dated
 9/1/94; Jack L. Dysart, an individual; Jack R.
 Clark, an individual; Linda C. Reid, an
 individual; Jack R. Mennis, an individual;
 Susan A. Mennis, an individual; Jack Snow, an
 individual; Heidi Snow, an individual; Jackie
 Vohs, an individual; Jacqueline Barbara
 Valiente; James & Maureen Feeney Family
 Trust dated 12/17/92; James & Shirley Klega
 Trust dated 06/22/95; Linthicum Revocable
 Trust dated 1/14/80; James B. Avanzino, an
 individual; James C. Presswood IRA; James
 Clelen, an individual; Climo Family Trust dated
 2/6/92; James D. Dery, an individual; Ann R.
 Dery, an individual; James E. Ahern, an
 individual; Heaton Family Trust; Ton 1998
 Revocable Trust; James H. Lidster Family

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1 Trust dated 1/20/92; Duffy 1986 Trust dated
 2 6/18/86; Liem Family Trust; McConnell Family
 3 Trust dated 12/3/81; James Paul Goode, an
 4 individual; James Ronald Loftfield & Catherine
 5 Pauline Loftfield Trustees of the Loftfield;
 6 James Supple, an individual; JWB Trust
 7 Agreement dated 8/1/97; James W. Hale, Sr.,
 8 an individual; James W. Lehr, an individual;
 9 Julie Anne Lehr, an individual; James W.
 10 Magner, an individual; Joseph P. Magner, an
 11 individual; James W. Shaw IRA; James
 12 William Rogers, an individual; James H.
 13 Lidster Family Trust dated 1/20/92; Jan Mills,
 14 an individual; Jane Falke Living Trust dated
 15 10/16/01; The Janet L Leedham Revocable
 16 Trust dated 12/21/98; Janice A. Lucas IRA;
 17 Janice J. Hergert Revocable Living Trust dated
 18 9/15/00; Jacqueline Thurmond, a married
 19 woman dealing with her sole & separate
 20 property with Traci Landig as Beneficiary;
 21 Jason D. Fernandes, an individual; Fiola
 22 Fernandes, an individual; Jay E. Henman
 23 Retirement Plan; Jayem Family L.P a Nevada
 24 limited partnership; Berthelot Living Trust
 25 dated 4/9/03; Barber Family Trust; Jeffrey
 26 Lipshitz IRA; Peale Spousal Trust dated
 27 2/10/87; Jenifer Jacobs, an individual; Robert
 28 Furton, an individual; Peale Spousal Trust
 dated 2/10/87; Peale Bypass Trust dated
 2/10/87; Jennifer A. Wade, an individual;
 Jennifer J Harmon, an individual; Cheryl Hoff,
 an individual; Jerome L. Block, an individual;
 Charma N. Block, an individual; Jerome L.
 Harvey Jr., an individual; Marisa Deville
 Harvey, an individual; Jerrold Weinstein Self
 Declaration Trust; Kirk Revocable Trust dated
 2/10/84; Jerry L. Blackman, Sr. & Carolyn N.
 Blackman Living Trust dated 11/26/01; Dakota
 Trust dated 6/16/96; Jerry Pietryk, an
 individual; Leeann Pietryk, an individual; Jerry
 Woldorsky, an individual; Gledhill Revocable
 Family Trust; Joan B. Gassiot 1987 Trust dated
 8/7/87; Joan M. Crittenden, an individual;
 Joann B Nunes, an individual; Gladys Mathers,
 an individual; McQuerry Family Partnership;
 Joanne A. Halvorson, an individual; Jocelyne
 Helzer IRA; Jocelyne Helzer, an individual;
 Ippolito Family Trust; John A. M. Handal, an
 individual; John A. McAfee, an individual;
 Jennifer A. McAfee, an individual; John
 Borkoski, an individual; Kathleen Borkoski, an
 individual; John D. Eichhorn, an individual; Jill
 A. Eichhorn, an individual; John D. Hathcock,
 an individual; Susan K. Hathcock, an
 individual; John E O'Riordan, an individual;

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1 Sonhild A O'Riordan, an individual; John E.
 2 Barnes, an individual; Ginger M. Barnes, an
 3 individual; John E. McKennon, an individual;
 4 Sharon M. McKennon, an individual; John F.
 5 Okita, an individual; Michiko M. Yamamoto,
 6 an individual; John G. Theriault, an individual;
 7 Pamela J. Theriault, an individual; John H.
 8 Duberg, an individual; John J. Maguire &
 9 Diane M. Maguire Living Trust dated 8/4/00;
 10 John Krebbs, an individual; John L. Wade Trust
 11 dated 5/8/01; John Lloyd IRA; John M.
 12 Luongo, an individual; Gloria Luongo, an
 13 individual; John M. Marston, an individual;
 14 Linda S. Marston, an individual; Tripp Family
 15 Trust 1997; John Master, an individual; John
 16 Nix, an individual; Lisa Nix, an individual;
 17 John P. Aquino, an individual; Lisa Aquino, an
 18 individual; John P. Clendening, an individual;
 19 Doreen S. Clendening, an individual;
 20 Clendening Family Trust dated 10/08/2004;
 21 John P. Everett, an individual; John R.
 22 Cangelosi, an individual; Margaret M.
 23 Cangelosi, an individual; Frederickson Trust
 24 dated 10/02/03; John Roach, an individual;
 25 Mary Ann Roach, an individual; Mallin Family
 26 Trust dated 7/12/99; John S. Borkoski TTEE
 27 for Payette Lakes Consulting LLC 401k FBO
 28 John Borkoski dated 1-1-04; Sumpolec 1989
 Trust dated 4/13/89; John T. Chirgwin, an
 individual; John V. Fragola, an individual; John
 & Kathleen Keith Living; John Weaver, an
 individual; Colleen Weaver, an individual;
 Johnston Trust dated 9/7/85 c/o Rodney L.
 Johnston & Diane E. John; John A. M. Handal,
 an individual; Jon J. Lee, an individual; Tracy
 Lee, an individual; Jon Paul Jensen, an
 individual; Tamara Lee Jensen, an individual;
 Jonathan D. Katz, an individual; Jonathan M.
 Eller, an individual; Carol A. Eller, an
 individual; Jonathan M. Eller Inc. a California
 corporation; Jorg U. Lenk, an individual; Jose
 M. Lanzas, an individual; Gladys Lanzas, an
 individual; Farrah Family Trust dated 09/18/03;
 Joseph B. Lafayette, an individual; Catherine
 D. Lafayette, an individual; Joseph C. Bellan &
 Verna J. Bellan Revocable Living Trust, dated
 3/4/00 c/o; Joseph C. Mineo, Mary Lynn
 Denton with Power of Attorney; Davis Family
 Trust; Joseph F. McMullin, an individual; Pearl
 A. McMullin, an individual; Joseph G.
 Zappulla, an individual; Carol A. Zappulla, an
 individual; Joseph J. Benoualid, an individual;
 Helen L. Benoualid, an individual; Joseph J.
 Melz, an individual; Linda M. Melz, an
 individual; Joseph N. Rizzuto Family Trust

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1 dated 4/24/89; Walls Family Trust dated
 2 12/10/97; Sterling Family Trust dated; Casebolt
 3 Revocable Trust dated 2/30/94; Josette
 4 Bonilla, an individual; Rogie Madlambayan,
 5 an individual; Josifko Family Living Trust
 6 U/T/D 9/21/9; Joy Investment Inc., a Nevada
 7 Corporation; Joyce Bombard 2000 Trust dated
 8 11/11/00; Joyce E. Smith Trust dated 11/3/99;
 9 Judith A. Robinson Revocable Living Trust
 10 dated 4/2/01; Judith Ann Heinbaugh Living
 11 Trust dated 4/25/96; Judith Candelario, an
 12 individual; Judith G. Peoh IRA; Judy A.
 13 Bonnet, an individual; Judy A. Van Winkle
 14 1994 Trust dated 3/25/94; Judy Heyboer, an
 15 individual; Julia Farrah Revocable Living Trust
 16 Dated 10/8/92; June Gibson, an individual;
 17 Lewis/Rafferty Family; States Living Trust
 18 dated; The JV Martone Revocable Trust dated
 19 12/12/95; JWB Investments Inc. Pension Plan;
 20 Kami Banos, an individual; Willie Banos, an
 21 individual; Kami D. Wright, an individual;
 22 David M. Wright, an individual; Kaneda Living
 23 Trust dated 5/30/02; Karen G. Blachly, an
 24 individual; Karen K. Wener, an individual;
 25 Kenneth A. Wener, an individual; Karen R.
 26 Allison, an individual; Karen R. Danner, an
 27 individual; Karen S. Moberly IRA; Katherine
 28 S. Pedman, an individual; Boyce 1989 Trust
 dated 6/12/89; Austin John Borkoski Trust
 dated 12/10/92; Kali Gene Borkoski Trust
 dated 12/21/89; Tina Eden, an individual; Kay
 J. Hart, an individual; Kay M. Cantrell, an
 individual; Kaye Hutchison, an individual;
 Kehl Development An Iowa Corp.; Keith
 Lopeman, an individual; La Creta Lopeman, an
 individual; Keith W. Vescial, an individual;
 Karen A. Roth, an individual; Kelley Family
 Trust Uad 10/10/91; Kelley M. Hains, an
 individual; Jamie K. Hains, an individual; Kelli
 A. Garvey transfer on death to Stephen L.
 Hawley; Kelly F. Neal, an individual; Kem
 Yee, an individual; Emmelene Yee, an
 individual; Addes Trust; Kenneth B. Schulz, an
 individual; Mary Kay Bryan-Schulz, an
 individual; Kenneth D. Sawyer, an individual;
 The Kenneth H & Phyllis P Wyatt Family
 Trust; Kenneth Jerry Goulding, an individual;
 Florie Goulding, an individual; Kefalas Trust
 dated 7/3/97; Kenneth W. Koenvitz & Jan Case
 Koerwitz Family Trust dated 5/13/03; Kes G.
 Andersen, an individual; Ruth Andersen, an
 individual; Kevin A. McKee, an individual;
 Pamela J. McKee, an individual; Kevin J.
 Haselharst, an individual; Kevin Kehl, an
 individual; Kevin Ness, an individual; Karen

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1 Ness, an individual; Kevin Taylor IRA; Kevon
 2 Cottrell, an individual; Karen Cottrell, an
 3 individual; Kimberly Taylor, an individual; Kip
 4 E. Virts, an individual; Melissa A. Virts, an
 5 individual; Kirsten Wagner, an individual;
 6 Klaus Kopf, an individual; Colette Kopf, an
 7 individual; Kloenne Living Trust dated 3/11/87;
 8 Kloepfer Trust dated 11/27/00; KM Financials
 9 LLC, a Utah corporation; KM Group a Nevada
 General Partnership; Kris J. Hamper, an
 individual; Kristin A. Olivas, an individual;
 10 KTaylorGO Investments, LTD, a Texas
 Company; Kwiatkowski Revocable Trust-dated
 11 12/17; L. Dean Gibson Revocable Trust of
 12 2003; Labossiere Family Trust dated
 13 3/20/1987; Laguna Paloma Inc. A Texas
 Corporation; Hodgson Living Trust dated;
 14 Kuiper Trust; Larry L. Ringer & Patsy R.
 Ringer Revocable Trust dated 8/14/91;
 15 Newman Family Trust dated 9/30/97; Larry
 Apigian, an individual; Leona Apigian, an
 individual; Lehmann Family Trust dated
 16 4/19/96; Larry D. Hale, an individual; Veronica
 S. Hale, an individual; Colborn Revocable
 17 Living Trust dated 8/6/90; Larry E. Hanan
 Revocable Trust dated 5/20/02; Fernandez
 18 Family Trust dated 6/20/84; Newman Family
 Trust dated 9/30/97; Larry L Ringer & Patsy R.
 Ringer Revocable Trust dated 8/14/91; Larry
 19 W. Johnson, an individual; Lyn Owen, an
 individual; Lauren Reale, an individual;
 20 Lawrence H. Tengan & Lorraine K. Tengan
 Revocable Trust; Kirkham & Sanginill Trust
 dated 2/29/96; Lawrence G. Doull Living Trust
 dated 12/12/95; Patricia Bryant, an individual;
 Lee Rotchy Trust dated 12/5/00; Leiby Family
 21 1992 Trust dated 7/8/92; Johansen Family
 Trust; Leigh B. Pandaleon IRA; Swanson
 Family Trust dated 9/14/94; Alvin M Swanson
 & Grace E. Swanson Living Trust dated
 22 7/26/01; Leland T. Pearce, an individual;
 Isabelle J. Pearce, an individual; Leo L.
 Haynes, an individual; Glenda G. Haynes, an
 individual; Leon E. Singer & Suzy Singer;
 23 Leona Lubliner Living Trust U/A dated
 7/16/96; Chapman Trust #1015932; The
 Leonard Adams Revocable Trust Under Trust
 Agreement dated July 11, 1983; Leonard C.
 Adams, an individual; Lesleigh J. Toln, an
 individual; Richard Chambers, an individual;
 24 Lesley Stricker, an individual; Leslie Irwin, an
 individual; Leslie P. Siggs, an individual;
 25 Leslie S. Lanes, an individual; Leslie Shane
 Daniel, an individual; Denise M Daniel, an
 individual; Lewis Fine, an individual; Arlene J.

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1 Fine, an individual; Lewis H Fine IRA; Lexey
 2 S. Parker, an individual; Lidia Bazzoli, an
 3 individual; Daniela Bazzoli-Ferrari, an
 4 individual; Lily Markham, an individual; Irene
 5 Anne Markham-Tafoya, an individual; Gene &
 6 Linda Leblanc Family Trust dated 8/20/99;
 7 Linda M. Walker, an individual; Linda
 8 Merialdo Living Trust dated 8/6/02; Doerr
 9 family trust dated 9/12/02; Lindsey H. Kesler
 10 Family Revocable Trust; Lisa M Hollifield, an
 11 individual; Lisa Sooy, an individual; The Van
 12 Sickie Family Trust dated 5/20/99; Lokshin
 13 Family Trust dated 6/3/96; Loretta A. Lamont,
 14 an individual; Lori A. Procter, an individual;
 15 Lori Dietzman, an individual; William
 16 Dietzman, an individual; Loughlin Family
 17 Trust; Louis C. Swilley, an individual; Louis E
 18 Massry, an individual; Louis H. & Shirley M.
 19 Turner Family Trust dated 9/9/97; Louis H.
 20 Shahin Trust dated 6/9/94; Louis H. & Shirley
 21 M. Turner Family Trust dated 9/9/97; Louise
 22 Alport Koberg Revocable Trust; Louise G.
 23 Sherk, M.D., a Medical Corporation, Employee
 24 Benefit Plan Trust; Louise Teeter IRA
 25 Rollover; Lowe Family Trust; Lowell V.
 26 Andrews, an individual; Lora & Loyal
 27 Crownover Family Trust; LRD Lending, A
 28 California Corp.; Lui A. Avanzino, an
 individual; Audrey L. Avanzino, an individual;
 Luther E. Tate, an individual; David Bailey, an
 individual; Fetterdy Family Trust dated 6/30/89;
 Lynn Wilkelis, an individual; Jewell Nowak, an
 individual; Dr. Jana Molvaney, an individual;
 Lynnette S. Thurman, an individual; John H.
 Thurman, an individual; M & M Imports
 Retirement Plan Trust; M. Anne Riccio, an
 individual; Macdonald Center For The Arts &
 Humanities, an entity of unknown origin;
 Madene C. Wade, an individual; Mae Mineo
 Trust dated 3/23/00; Mahendra C. Mody, an
 individual; Malcolm Telloian Jr., an individual;
 Joan B. Telloian, an individual; Marc A.
 Goddard, an individual; Damara R. Stone-
 Goddard, an individual; Marc M. Inpan, an
 individual; Marcia C. Albiol, an individual;
 Henry Albiol, an individual; Marcia J. Knox
 Living Trust dated 8/16/04; Marcia Sweany-
 Volpe, an individual; Margaret M. Cangelosi,
 an individual; Margaret M. Cangelosi Family
 Trust; Marge Karney, an individual; Marguerite
 Falkenborg 2000 Trust dated 6/20/00; Maria I.
 Mathieu, an individual; Marietta Voglis, an
 individual; Marilyn Hilborn Trust dated
 11/18/93; Marilyn Johnson Living Trust dated
 10/5/99; Marilyn Molitch, an individual;

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1 Matthew Molitch, an individual; Marina
 2 Mehlman IRA; Marion B. Dittmar, an
 3 individual; Marion C. Sharp Trust; Marion L.
 4 Sample, an individual; Vernon Olson, an
 5 individual; Marisa Deville Harvey, an
 6 individual; Marjorie Y. Berlin, an individual;
 7 Mark A. Dolginoff Separate Property Trust
 8 dated 11/21/97 amended/restated on 5/10/00;
 9 Mark A. Saucedo, an individual; Mark
 10 Bredesen & Katharine Bredesen Trust; Mark L.
 11 Eames, an individual; Sandra K. Eames, an
 12 individual; Mark Tysseling, an individual;
 13 Sharon Vey-Tysseling, an individual; Marlene
 14 C. Wade, an individual; Marlin L. Wonders, an
 15 individual; R. Yvonne Wonders, an individual;
 16 Marrice L. Davis, an individual; Nanci E.
 17 Davis, an individual; Marsha G. Vieira, an
 18 individual; David A. Gean Revocable Trust
 19 dated 4/3/92; Marshall J. Brecht Trust dated
 20 2/5/86; Marshall R. Zerbo, an individual;
 21 Martha W. Potter Revocable Trust; Martin
 22 Bock, an individual; Marvin Lynn Nicola
 23 Family Trust dated 6/13/78; Rickling Family
 24 Trust; Marvin W. Gittelman, an individual;
 25 Toby E. Gittelman, an individual; Mary Ann
 26 Earp, an individual; Mary H. Earp, an
 27 individual; Mary Ann Rees IRA; Mary Diane
 28 Peterson, an individual; Russell Revocable

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 Seattle, Washington 98101
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1 Percy Family Trust U/A 9/28/99; Michael
2 Pezzano, an individual; Lisa Pezzano, an
3 individual; Michael R. Brines & Cindy G.
4 Brines Revocable Family Trust U/A dated
5 11/5/94; Michael R. McCartney, an individual;
6 Teresa R. McCartney, an individual; Michael
7 Raichbart, an individual; Irit Raichbart, an
8 individual; Michael S. Blau, an individual;
9 Shamiran Blau, an individual; Michael S.
10 Freedus, an individual; Helen C. Freedus, an
11 individual; Michael S. Freedus DDS PC
12 Defined Benefit Pension Plan; Michael S.
13 Simcock, an individual; Dina M. Simcock, an
14 individual; Bridges Family Trust; Heffner
15 Family Trust dtd 9/10/02; Michael W. Ricci, an
16 individual; Michaelian Holdings LLC A
17 Nevada Limited Liability Company; Michel F.
18 Aiello & Patricia A. Aiello Trust Date 10/4/94;
19 Michel Tessel, an individual; Michele Gilbert
20 Custodian For Lauren J. Gilbert & Erin M.
21 Gilbert, Her Minor; Michelle Buys, an
22 individual; Mieko Donovan, an individual;
23 Richard Donovan, an individual; Mila Horak,
24 an individual; Lindsey H. Kesler Family
25 Revocable Trust dated 10/15/80; Milton B.
26 Senfeld, an individual; Barbara A. Senfeld, an
27 individual; Milton H. Lees III, an individual;
28 Milton J. Lehart, an individual; Minerva Family
Trust dated 11/14/96; Minter Family 1994
Trust; Mojave Canyon, Inc., A Nevada
Corporation; Monica C. Ebaugh, an individual;
Monica L. Hunt, an individual; Monica M.
Hruby, an individual; Monighen, Inc., a
Nevada corporation; Monique A. Markwell, an
individual; Morris Mansell IRA; Morris
Mansell, an individual; Ram Family Trust;
Muks Realty LLC, a California limited liability
company; Nadine Morton, an individual; Nancy
Brauer IRA; Nancy Golden, an individual;
Nancy K. Haugarth Revocable Trust; Nancy R.
Gilmour IRA; Neil A Xavier, an individual;
Josephine E Xavier, an individual; Buckwald
Revocable Trust dated 2/11/92; Trustees of the
Nelson & Virginia Chardoul Trust dated
10/7/91; 2001 Steinmetz Family Trust;
Nicholas Loader Trust U/A; Nicole Dana Flier,
an individual; NMS Living Trust dated
12/27/01; Noel & Mary Ann Rees Family;
Norm Webster, an individual; Norma Lamb-
Groves Trust dated 2/18/03; Eugene H. &
Donna M. Stokes Trust dated 5/16/84; Norman
& Charlene Prins Revocable Living Trust dated
10/29/03; Norman Kiven, an individual;
Norman Teeter, an individual; Norman Tiano,
an individual; Norscot Financial Corp., a

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1 Nevada corporation; Nounna Family
2 Partnership; Davenport Revocable Trust dated
3 9/16/87; O'Connor Revocable Trust Utd
4 9/17/97; Olga O'Buch Trust dated 5/28/98;
5 Oliver F. Smith Incorporated Profit Sharing
6 Plan; Oliver Puhr, an individual; Omaye 1990
7 Trust; Orban H. Reich Trust dated 12/27/00;
8 Klay Living Trust dated 7/11/90; Ovca
9 Associates-Inc Defined Pension Pl; Pamela
10 Jean Marton, an individual; Panagiotis
11 Dovanidis, an individual; Dimitra Dovanidou,
12 an individual; Paola Accusani, an individual;
13 Pat Davis IRA; Pontak Wong Revocable Trust
14 dated Jan 19,2004; Webber Family Trust dated
15 10/31/89; Patricia E. Von Euw Revocable
16 Trust; Ferguson Living Trust dated 6/28/00;
17 Patricia L. Tiede, an individual; Patricia R.
18 Lietz, an individual; Patrick F. Fenlon, an
19 individual; Angela B. Fenlon, an individual;
20 Patrick Gonzales, an individual; Rosemary
21 Gonzales, an individual; Patrick J. Anglin, an
22 individual; Doyle Family Trust; Paul Bloch
23 Living Trust U.A 10/29/02; Paul Bruggemanns,
24 an individual; Paul D. Graf, an individual;
25 Margaret A. Graf, an individual; Paul Fedrizzi,
26 an individual; Jane E. Fedrizzi, an individual;
27 Paul G. Chelew, an individual; Paul Hargis, an
28 individual; Susan Gail Hargis, an individual;
Paul L. Garcell & Pamela Hertz Revocable
Family Trust; Paul L. & Made Linney Trust
dated 10/25/96; Paul Oster, an individual;
Backes Family Trust dated 8/8/88; Paul Seyb,
an individual; Wendy M. Seyb, an individual;
Paula M. Lawson, an individual; Paula
Nordwind 2001 Revocable Trust dated
12/13/01; Paulius Mosinskis, an individual;
Payette Lakes Consulting LLC 401K Fbo John
S. Borkoski; Pedro L. & Carol A. Barroso
Trust; Peele Spousal Trust dated 2/10/87;
McLaughlin-Valley Trust dated 2/24/97;
Penman Investment Partners L.P. a California
limited partnership; Brock Family Trust dated
5/25/95; Penny Lee Comsia Revocable Trust
UDT; Robert William Ulm IRA; Gary Deppe-
IRA; Tamara J. Perlman IRA; Percy Young, an
individual; Ruth Young, an individual; Perlman
Investment Partners L.P. a California limited
partnership; Peter C. Cohn, an individual;
Margaret H. Cohn, an individual; Peter De
Luca, an individual; Peter E. Srock 2001
Trust; Peter L. Backes Trust; Peter T. Gacs, an
individual; Ute D. Gacs, an individual; Peter
Valve Company Inc. a Nevada corporation;
Peter W Capone, an individual; Deidre D
Capone, an individual; Peters Family Trust

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1 dated 7/22/00; Palmintere Revocable Trust;
2 Philip H. Lynch, an individual; Philip Stephen
3 Howell, an individual; Lisa Beth Howell, an
individual; Philip Higert Family Trust dated 5-
30-03; Phillip Dann Goforth, an individual;
4 Francesca M. Goforth, an individual; Phillip E
McMullin & RosemadeL McMullin Family
Trust dated 4/4/80, amended 3/19/94; Phillip E.
5 McMullin, an individual; Phillip M. Rulon, an
individual; Shirley S. Rulon, an individual;
6 Phyllis Marina Karr; Pioneer Accounting &
7 Investments LLC, a Colorado LLC; PLB
Enterprises, LLC, an entity of unknown origin;
8 Pleser Family Trust dated 1/28/00; Polacheck
& Associates, Inc. Profit Sharing Plan dated
2/20/73; Pompeo J. Lombardi, an individual;
9 Sarah A. Grant, an individual; Portal Venture,
LLC, an entity of unknown origin; Preswck
Corp., a Nevada corporation; Prince
10 Emmanuel, an individual; Quinn Family Trust
dated 1/11/00; R & S McTee 1995 Trust dated
4/20/95; R. David Ferrera, an individual;
11 Evelyn C. Ferrera, an individual; R. David
Ferrera IRA; Sacramento Research Medical
12 Group Defined Benefit; R. G. Messersmith, an
individual; Deaun Messersmith, an individual;
13 R.G.T. Millar Trust dated 6-28-1988; The
14 Robert J. Rowley and Kathleen M. Rowley
Living Trust; Rachel Rieble, an individual;
15 Rachel Wheeler Trust; Goodness Living Trust
dated 6/28/00; Ralph A. Shively, an individual;
Holder Revocable Trust; Ralph E. Worthing, an
individual; Maryanne H. Worthing, an
individual; Randall Revocable Living Trust
16 dated 05/17/90; Rare Earth Real Estate, an
entity of unknown origin; Raul A. Dominguez,
an individual; Raul A. Wood, an individual;
Ray L. Coffin, an individual; Syfert Trust dated
17 3/90; Raymond Brahy, an individual; Rita
Brahy, an individual; Raymond C. Moore, an
individual; Rose Moore, an individual;
Raymond E. & Margaret Elise Harshman
18 Family Trust dated 3/4/87; Raymond Eberlin,
an individual; Karen Eberlin, an individual;
Raymond F. Brant and Ann L. Brant Trust
dated 12/22/92; Anne E. Brant Survivor Trust
19 dated 5/22/87; Raymond & Sandra Nunez;
Raymond T. Grenier, Jr. Trust dated 2/10/93;
Rebecca A. Rogers Trust dated 9/18/96; A.
20 Robert De Hart Trust dated 1/21/93; Revocable
Living Trust Agreement of Barbara McClaflin;
RGF Revocable Trust; Rhoades Passive
Investments LLC, an entity of unknown origin;
21 Armijo Family Trust; Richard D. Barzan, an
individual; Lelia J. Barzan, an individual;
22
23
24
25
26
27
28

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1 Richard D. Luthi Trust dated 5/20/93; Wood
2 Lining Trust dated 10/1/99; Richard E.
3 Thurmond Limited Partnership, an entity of
4 unknown origin; Richard G. Vrbancic, an
5 individual; Holeyfield Family Trust dated
6 01/12/01; Richard Ianni, an individual;
7 Loughlin Family Trust; Richard Kleinbaum, an
8 individual; Jennifer Kleinbaum, an individual;
9 The Bowman 1989 Revocable Trust; Richard
10 L. Cadieux, an individual; Clara M. Cadieux,
11 an individual; Richard L. English, an
12 individual; Richard L. Younge IRA; Richard
13 M. Raker Living Trust dated 3/18/98; Richard
14 N. Dahlke, an individual; Richard N. Krupp, an
15 individual; Richard Nevins, an individual;
16 Michele Nevins, an individual; Richard R.
17 Tracy, an individual; Ursula W Tracy, an
18 individual; Reno Aeronautical Corporation
19 Defined Benefit Retirement Plan; Richard T.
20 Flory Revocable Trust dated 05/30/01;
21 Topflight Specs Profit Sharing Plan; Rifqa
22 Shahin Trust dated 6/8/94; Rita K. Malkin
23 Trust dated 7/26/2002; Rita P. Anderson Trust;
24 Robert H. Perlman & Lynn R. Perlman Trust
25 dated 9/17/92; Robert & Alicia Goffstein Trust
26 dated 2/25/92; 1994 Robert Asselin & Mary
27 Asselin Family Trust; Robert A Susskind, an
28 individual; Robert A. Cowman, an individual;
Sandra L. Cowman, an individual; Robert A. Kehl, an individual; Tina M. Kehl, an individual; Robert A. Schell IRA; Robert A. Suoskind, an individual; Robert Alan Bryant Sr. Revocable Trust; Robert B Bender, an individual; Paula S Bender, an individual; Robert B. Lawrence, an individual; Patricia A. Lawrence, an individual; Robert D. Earp, an individual; Robert D. Earp IRA; Robert D. Lurie, an individual; Lois J. Swanson, an individual; Mierau Living Trust; Robert E. Brooks, an individual; Robert E. Burnett Jr., an individual; Robert E. Levy, an individual; Robert E. Meldrum, an individual; Essaff Family Trust dated 6/18/02; Robert G. Baker, an individual; Miriam D. Baker, an individual; Robert G. Berry Jr., an individual; Jeannette K. Berry, an individual; RGF Revocable Trust; Robert G. Hawkins & Debra B. Hawkins Revocable Trust dated 10/1/03; Robert G. Sikorski, an individual; Robert G. Teeter, an individual; Robert H Perlman & Lynn R Perlman Trust dated 9/17/92; Robert J. Centanni, Sr., an individual; Susan R. Centanni, an individual; Robert J. Cowen Trust dated 11/7/97; Robert J. D'Ambrosio Contributory IRA; Moretto Family Living Trust; The Robert

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1 J. Rowley and Kathleen M. Rowley Living
2 Trust; Robert J. Yoder Defined Benefit Plan; R.
3 L. Allgeier Family Trust; De Ruff 1988 Trust
4 dated 4/25/88; Robert L. Ogren Trust dated
5 6/30/92; Robert L. Pech & Judith G. Pech
6 Family Trust dated 9/5/96; Robert M. Barnes,
7 an individual; Violet M. Barnes, an individual;
8 Robert O. Phillips, an individual; Robert P.
9 Anderson Revocable Living Trust dated
10 10/22/01; Robert R. Wade, an individual;
11 Shirley E. Wade, an individual; Robert R.
12 Wade & Shirley E. Wade Revocable Trust;
13 Robert R. Wade Revocable Trust dated
14 5/22/01; Robert Roy Ecker, an individual;
15 Dobyne Living Trust; Robert S. Speckert Rev.
16 Living Trust dated 6/11/92; Robert S. Teeter,
17 an individual; Robert T Chylak & Barbara M
18 Chylak Family Trust dated 10/30/90; Robert W.
19 Roberts, an individual; Donna R. Roberts, an
20 individual; Robert W. Ulm Living Trust dated
21 4/11/05; Robert W. Ulm, an individual; The
22 2001 R.K. Hatfield Family Trust dated 6/01;
23 Graham Family Trust; Graham Family Marital
24 Trust dated 2/13/97; Robin E. McQuown, an
25 individual; Brian C. McQuown, an individual;
26 Arbogast Family Trust; Harvey Family Trust
27 dated 4/13/87; Hulse Family Trust; Huppi Trust
28 dated 1/30/1992; The Bryan Family Trust dated
August 19 1992; Roger Noorthoek, an
individual; Roger Scott Anderson, an
individual; Tiffiny Leigh Anderson, an
individual; Rogie C. Madlambayan, an
individual; Rogie Madlambayan Trust dated
2/22/05; Roland J. Hearn & Risa V.S. Hearn
Living Trust dated 2/19/93; Kantor Family
Trust, dated 5/6/82; Burgarello, Inc. Profit
Sharing Plan; C. I. B. B. Inc. Pension Plan;
Ronald Alvin Johnson & Janice Burgarello
Trust dated 11/01/93; Ronald C Phelps Trust
dated 10/19/01; Shackelford Family Trust dated
9/21/04; Ronald Douglas Neal, an individual;
Ronald G. Finkel, an individual; Karen B.
Finkel, an individual; Ronald G. Gardner Trust;
The Anthony Family Living Trust; Ronald
Johnson, an individual; Marilyn Johnson, an
individual; The Underpass Trust; Ronald K.
Peters, an individual; Susan A. Johnson, an
individual; Ronald M. Toft, an individual; Rae
Cazier Family Trust dated 3/09/00; Ronald R.
Carter & Leslie A. Carter Revocable Trust
dated 10/24/91; Charles A Slam Co. Defined
Benefit Pension Plan dated 7/1/02; Rory L
Triantos, an individual; Rosalie Allen Morgan
Trust dated 1/31/03; Stark Family Trust dated
4/2/84; Rosanne L. Clark, an individual; Rose

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1 F. Swayze, an individual; Elfriede R. Fujitani,
2 an individual; Rose O. Hecker, an individual;
3 Anita Rosenfield, an individual; Rosemarie L.
4 McMullin, an individual; Phillip E McMullin &
5 Rosemarie L. McMullin Family Trust dated
6 4/4/80 & amended 3/19/94; Rosy L. Tdantos,
7 an individual; Roxanna L. Ochoa, an
8 individual; Leland L. Orvis, an individual;
9 R&D Filkin Trust dated 9/26/90; Roy R.
10 Ventura Jr., an individual; Nancy B. Ventura,
11 an individual; Ruby Bell, an individual; Ruby
12 M. Hill Family Trust dated December 12, 1992;
13 Ruebel Richie, an individual; Rudi Eichler, an
14 individual; Tatjana Eichler, an individual;
15 Winkler Family Trust dated 3/13/86; Rudolf
16 Winkler IRA; Rudolph W. Moreno, an
17 individual; Beatriz Moreno, an individual; R &
18 S McTee 1995 Trust dated 4/20/95; Rugby
19 Associates LLP, a Maryland Limited Liability
20 Limited Partnership; Russell E. Mills, an
21 individual; Shirley A. Mills, an individual;
22 Russell J. Zuardo & Betty J. Zuardo
23 Community Property Trust Restated 5/5/00;
24 Quinn Family Trust dated 1/11/00; Ruth A.
25 Errington Living Trust dated 11/22/04; Ruth A.
26 Kuester Trust dated 1/29/91; Ruth Sanders, an
27 individual; S & P Davis Limited Partnership, a
28 Texas Partnership; S.A. Hanes Profit Sharing
Plan; S.B. Wright Family Trust dated 12/28/94;
Sack Family Partners, LP, an entity of unknown
origin; Sagrario T. Evers Living Trust dated
5/1/01; Salvatore Siciliano, an individual; The
Costanza 1987 Decedents Trust; Costanza 1987
Survivor's Tmst dated 3/12/87; Samuel A.
Mammamo, an individual; Karen M.
Mammamo, an individual; Samuel & Beverly
Evans Living Trust; Sanchez Living Trust
dated 10/13/03; Sandra I. Hollander Revocable
Trust; Charles T. Masters & Sandra O. Masters
Family Trust dated 10/9/92; Miller Family
Trust dated 7/30/2001; Roisentul Family Trust;
Scheidegger Family Trust dated 12/26/01c;
Schell Family Trust dated 8/21/92; Schnadt
Trust dated 6/18/93; Schwartz & Burp Joint
Venture, an entity of unknown origin; Scott J.
Elowitz, an individual; Cynthia Elowitz, an
individual; Scott J. Elowitz, an individual; Scott
Machock, an individual; Heidi Machock, an
individual; Secure Retirement Trust; Seymour
J. Seinfeld, an individual; Helene Seinfeld, an
individual; Shahriar Zavosh, an individual;
Sharon E. Presswood IRA; Peterson Family
Trust; Sharon R. Fitzgerald, an individual;
Sharon S. Lazar, an individual; Sheerins Inc. A
Nevada Corporation; Sheldon & Marion G.

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1 Portman Trust dated 11/01/65; Sherry Lynne,
2 an individual; Collins Family Trust; Ronald G.
3 Doe Marital Trust DTD 1-6-95; Shirley E.
4 Schwartz Revocable Living Trust; Shirley J.
5 Finlay, an individual; Shirley M. Reinesch
6 Revocable Living Trust; Shirley Payne, an
7 individual; Larson Family Trust; Sierra West,
8 Inc., A Nevada Corporation; Sigfried Baker, an
9 individual; Simmtex Inc. a Nevada corporation;
10 Simon Family Trust 2000; Simpson Family
11 Trust dated 1/13/04; Snopko 1981 Trust dated
12 10/27/81; Sondra Skipworth Revocable Trust
13 dated 11/28/01; Sovereign Capital Advisors
14 LLC a Nevada limited liability company;
15 Spectrum Capital LLC a California limited
16 liability company; Spina Family Trust dated
17 3/8/01; Stan A. Hanes & Vicki M. Hanes
18 Revocable Trust DTD 9/15/03; Stanley C.
19 Germain, an individual; Dorothy Germain, an
20 individual; The Stanley M Novara Family Trust
21 dated 11/12/04; Stater Family Ltd Partnership,
22 an entity of unknown origin; Stefan R. Cavin
23 Revocable Living Trust; Stellar Innovations
24 Inc, an entity of unknown origin; Stephen C.
25 Irwin, an individual; Hawley Family Trust
26 dated 8/15/96; Stephen & Patricia Lincoln;
27 Stephen V. Kowalski, an individual; Maria T.
28 Sutherland, an individual; Sterling Family Trust
dated 6/14/02; Steve Lindquist Charitable
Remainder Unitrust dated 09/09/96; Steve M.
Colamontico, an individual; Anita J. Colamontico,
an individual; Steven & Ingrid Boehm Trust
dated 3/29/89; Steven B. Tomac, an individual;
Laura J. Tomac, an individual; Steven C.
Altman, an individual; Steven M. & Margaret
W. Terry Trust Dated March 31 1995;
Stevenson Pension Trust dated 1/7/94; STSK
Investments LLC, an entity of unknown origin;
Stuart J. Madsen Trust dated 9/7/00; Stuart M.
Rosenstein, an individual; Deborah H.
Rosensein, an individual; Suhayla Shahin
Living Trust dated 7/9/02; Sunrise Mini-
Storage, an entity of unknown origin; Susan C.
Grush, an individual; Susan L. Kehl Ulatma,
an individual; Susan M. Slater, an individual;
Susie & William Lurtz 1991 Trust dated
3/18/91; Suzanne Brehmer, an individual;
Suzanne L. Arbogast, an individual; Carolyn J.
Chrzasztek, an individual; Suzanne M.
Halvorson Trust dated 3/21/03; Suze
Harrington, an individual; Sydney J. Siemens
1997 Revocable Trust dated 5/23/97; Sylvia
Goldenthal, an individual; Jack Goldenthal, an
individual; Sylvia M. Good Survivors Trust
established under the Sam Good Family Trust

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1 dated 6/25/86 as amended & restated; T.D.S.
2 Revocable Family Trust dated 9/29/98; T03
3 Enterprises, LLC, an entity of unknown origin; T112
4 Enterprises, LLC, an entity of unknown origin; T-2 Enterprises LLC, an entity of
5 unknown origin; T-3 Enterprises LLC, an entity of
6 unknown origin; Tad Folendorf, an
7 individual; Tad Stephen, an individual; Diane
8 Stephen, an individual; Helms Grandchildren
9 Educational Trust For the Benefit of Jarod Dias
10 dated 7/21/98; Separate Property Trust of
11 Tamara Dias dated 12/04/00; Tara Sindler, an
12 individual; Ted L. Melvin, an individual; Terry
13 A Zimmerman Revocable Living Trust dated
14 9/4/90; Honikman 1992 Trust; Teri L. Melvin,
15 an individual; Terrence D. Conrad, an individual;
16 Doreen C. Conrad, an individual; Terrill Family
17 Revocable Living Trust dated 3/11/02; Markwell Family Trust; Terry
18 Markwell Profit Sharing Plan & Trust; Terry
19 Thomas Young, an individual; TGBA
20 Properties, an entity of unknown origin; Thalia
21 Routsis Family Trust dated 7/24/90; The 1991
22 Agliolo Revocable Living Trust; The Anthony
23 Bilotto Trust dated 01/16/03; The Baltes
24 Company, a Michigan corporation; The
25 Barbara M. Sanchez 2002 Revocable Living
26 Trust dated 4/4/02; The Benz Family Trust
27 dated 7/14/95; The Chiappetta Trust dated
28 4/1/03; The Donald S. Tomlin & Dorothy R.
Tomlin Revocable Trust dated 10/24/79; The
Ernest W. Libman & Cleone Libman Family
Trust dated 3/11/93; The Holland Family Trust
dated 1993; The Jesse J. Kelsey Revocable
Living Trust dated 4/16/85; The Murphy
Family Trust; The Noxon Family Trust; The
Reva H. Nelson Family Trust; The Robert J.
Rowley & Kathleen M. Rowley Trust; The
Roger & Joann Phillips Revocable 2001 Trust;
The Schmitt Trust; The Sherriff Family LLC, a
Nevada limited liability company; The Sisk
Family Foundation, an entity of unknown
origin; The Stanley M Novara Family Trust
dated 11/12/04; The Stimpson Family Trust
dated 5/9/00; The Welcher Family Trust dated
7/13/99; The William L. Scheer & Mary L.
Scheer Trust; Theodora Gottwald, an
individual; Fuller Family Trust dated 5/29/97;
Fuller Family Foundation; Theresa M. Farrah,
an individual; Thomas Avena, an individual;
Cindy Avena, an individual; Avena Living
Trust dated 3/28/84; Harrison Family Trust
dated 7/27/99; Thomas Di Jorio, an individual;
Antonette Di Jorio, an individual; Bishofberger
Restated Family Trust U/A 9/8/95; Nuckols

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1 2004 Revocable Trust U/D/T 10/4/2004;
2 Thomas H. Gloy, an individual; Thomas
3 Halvorson, an individual; Joanne Halvorson, an
4 individual; Thomas N. Smith, an individual;
5 Deborah L. Bertossa, an individual; Thomas R.
6 Sanford, an individual; Anne H. Sanford, an
7 individual; Thomas Raymond Conway, an
8 individual; Victoria C. E. Conway, an
9 individual; Thomas T. Harrington, an
10 individual; Beverly J. Harrington, an
11 individual; Thomas T. Riedman, an individual;
12 T.J. Trust dated 7/24/97; Thompson 1993 Trust
13 dated 1/26/93; Ilanison Family Trust dated
14 7/27/1999; Tiki Investment Enterprises L.P. a
15 Nevada Limited Partnership; Timothy
16 Folendorf Trust dated 3/21/00; Gaston Trust
17 dated 12/31/02; Jairo A. Castillo, an individual;
18 TK & Associates, A Minnesota Company;
19 Tobias Von Euw Revocable Trust dated
20 11/23/04; Toby A. Gunning, an individual;
21 Toby Lee Rosenblum Trust dated 9/11/95;
22 Laena Emmerich Survivors Trust dated
23 5/18/89; Todd Charles Maurer, an individual;
24 Tomczak Family Trust dated 4/25/83; Tracy A.
25 DeBery, an individual; Tracy Cavin Family
26 Trust UTD 11/10/03; Tripp Enterprises Inc. a
27 Nevada corporation; Arthur I. Kriss IRA;
28 Charles A. Starr Defined Benefit Pension Plan
7/1/02; Universal Management, Inc., an entity
of unknown origin; V. R. & Reba F. Marine
Trust dated 10/22/01; Valerie Callahan, an
individual; Van Damme Family Trust; Vernon
Olson, an individual; Veslav Orvin, an
individual; Yelena V. Ilchuk, an individual;
Vickie Pieper Living Trust dated 9/16/05;
Vickie Pieper, an individual; Vicki L.
Nakashima, an individual; Victor Bruckner, an
individual; Sally Bruckner, an individual;
Birgen Family Trust; Virgil P. Hennen, an
individual; Judith J. Hennen, an individual;
Virginia M. Hansen, an individual; V.R. &
Reba F. Marrone Trust dated 10/22/01; W. E.
Buck Family Trust dated 7/02/87; W. L.
Montgomery, Jr., an individual; Wald Financial
Group Inc., an entity of unknown origin; Wald
Financial Group Inc. Defined Benefit Pension
Trust; Wald Financial Group Inc. Defined
Benefit Pension Trust 2; Walter C. Tripp, an
individual; Walter Klevay, an individual; Gail
Klevay, an individual; Musso Living Trust
dated 11/30/92; Warren W. Tripp, an
individual; Tripp Enterprises Inc. Restated
Profit Sharing Plan; Wayne A. Dutt Trust;
Wayne P. Tarr, an individual; Elizabeth G.
Tarr, an individual; Wayne S. Miller, an

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1 individual; Kathryn A. Miller, an individual;
2 Webster J. Beadle, an individual; Susanne
3 Beadle, an individual; Weible 1981 Trust dated
4 6/30/81; Weinman Family Trust dated 9/6/96;
5 Wendell Andersen, an individual; Barbara
6 Andersen, an individual; Wendy Kwong, an
7 individual; Wengert Family Trust dated
8 2/20/98; Wesley L Monroe, an individual;
9 Jeannie M. Monroe, an individual; What's On
10 LLP, an entity of unknown origin; Whitehurst
11 Fund LLC, an entity of unknown origin;
12 Whitney H. Lauren Family Trust dated 3/5/98;
13 Wilbur A. Schaff, an individual; Judy K.
14 Schaff, an individual; Wild Water Limited
15 Partnership, A Nevada Partnership; William
16 Ogren, an individual; Betty Ogren, an
17 individual; William H. and Donna R. Morgan
18 Living Trust dated 6/7/04; William A. Banos,
19 an individual; Angel J. Banos, an individual;
20 William A. Carone IRA; William A. Downey,
21 an individual; William A. Zadel Revocable
22 Family Trust; William B. Fitzgerald, an
23 individual; Sharon R. Fitzgerald, an individual;
24 William Bolding, an individual; Carolyn
25 Bolding, an individual; William Boyce II, an
26 individual; Alice D. Boyce, an individual;
27 Eastland Family Joint Living Trust dated
28 1/18/00; Botton Living Trust dated 11/17/00;
W.E. Buck Family Trust dated 7/2/87; William
F. Errington, an individual; William G.
Warwick, an individual; Virginia B. Warwick,
an individual; Favro Trust dated 9/14/00;
William H. Lenhart Living Trust; William
Harrison Goulding, an individual; Elizabeth R
Goulding, an individual; William J Hinson Jr.,
an individual; Ovca Associates Inc. Defined
Pension Plan; William J. Sandberg, an
individual; ShangLing J. Tsai, an individual;
William L. Graham, an individual; Wilta L.
Graham, an individual; McQuerry Family
Partnership; McQuerry Family Trust dated
1/25/80; William Lee Reeves, an individual;
William Lukasavage, an individual; Joanne
Lukasavage, an individual; William M.
Bettencourt, Jr. IRA; Susie & William Lurtz
1991 Trust dated 3/18/91; Buechner Family
Trust; William R. Godfrey, an individual;
Cynthia Godfrey, an individual; William R. &
Cynthia J. Godfrey Living Trust 2005; William
R. Long, an individual; William Richard
Moreno, an individual; William T. Hoover, an
individual; William W. Lee & Teresa H. Lee
2003 Family Trust Agreement dated 6/26/03;
William W. Ogren, an individual; Betty R.
Ogren, an individual; Wilma Jean Thompson,

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1 an individual; Voss Family Trust; Daniel
2 Family Trust; Woods Family Trust; Work
3 Holdings Inc. an Arizona corporation; X-
4 Factor, Inc., a Nevada corporation; Yankee
5 Holdings LLC a Arizona corporation; Yit
Tisoni, an individual; Young Jin Park, an
individual; Sejin Park, an individual; Zawacki a
California LLC; and DOES I through V and
ROES I through V, inclusive

6 Defendants.

7
8
9 COMES NOW the Plaintiffs, ASSET RESOLUTION, LLC, ("Asset Resolution"); SILAR
10 ADVISORS, LP ("Silar Advisors") and Silar SPECIAL OPPORTUNITIES FUND, LP ("Silar
11 Special") (collectively "Silar"), by and through their counsel of record, the law firm of Greenberg
12 Traurig, LLP, and for their claims of relief against the Defendants, and each of them, alleges and
13 complains as follows:

14 PARTIES

15 1. Plaintiff ASSET RESOLUTION was at all times pertinent hereto, and still is, a
16 Delaware limited liability company.

17 2. Plaintiff SILAR ADVISORS was at all times pertinent hereto, and still is, a
18 Delaware limited partnership.

19 3. Plaintiff SILAR SPECIAL OPPORTUNITIES FUND, LP was at all times pertinent
20 hereto, and still is, a Delaware limited partnership, and a resident of the state of New York.

21 4. At all times herein mentioned, Defendant Donna Cangelosi was at all time pertinent
22 hereto, and still is, a resident of the state of Nevada.

23 5. At all times herein mentioned, Defendant Donald Pinsker, was at all times pertinent
24 hereto, and still is, a resident of the state of Nevada.

25 6. At all times herein mentioned, Defendant Jon Jensen, was at all times pertinent
26 hereto, and still is, a resident of the state of Arizona.

27 7. At all times herein mentioned, Defendant Stuart Madsen, was at all times pertinent
28 hereto, and still is, a resident of the state of California.

8. At all times herein mentioned, Defendant Oakbridge Capital, Inc., was at all times

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1 pertinent hereto, and still is, a resident of the state of Delaware.

2 9. At all times herein mentioned, Defendant Morris Massry, was at all times pertinent
3 hereto, and still is, a resident of the state of New York.

4 10. At all times herein mentioned, the remaining Defendants, were at all times pertinent
5 hereto, and still are, residents of the respective states identified in Exhibit 1, incorporated herein as
6 if set forth in full herein.

7 **GENERAL ALLEGATIONS**

8 **USACM'S BUSINESS**

9 11. USA Commercial Mortgage ("USACM") was in the business of brokering and
10 servicing high risk, high interest, short term commercial loans ("Loans") primarily secured by
11 residential and commercial real estate developments. USACM loaned money at very high interest
12 rates to borrows whose credit rating or whose projects were sufficiently risky that money was not
13 available to them from conventional lending sources. In a typical USACM Loan transaction, a
14 large number of individual hard money investors ("Hard Money Investors," "Direct Lenders" or
15 "Lenders") (often 200-300 for one Loan) would be grouped together by USACM, acting as a
16 broker, to make a Loan.

17 12. These Lenders invested their capital with USACM on these highly speculative
18 Loans on promised rates of return to them of 12 to 14 percent or higher. Typically, these Hard
19 Money Investors would not underwrite, review, or otherwise analyze the particular property in
20 which they were investing, before placing their money with USACM for the purchase of the
21 Loans.

22 13. USACM would then service the Loans on the behalf of the Hard Money Investors.
23 For its services as broker and servicer, USACM was entitled to receive a fee, payable in
24 accordance with contractual provisions contained in various Loan Servicing Agreements
25 ("LSAs").

26 14. Each Hard Money Investor holds a fractional, beneficial interests in one or more
27 Loans that were brokered by USACM. Each Loan is secured by real property located throughout
28 the United States.

15. The transaction was structured so that, at the time of their initial investment with

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1 USACM, each Hard Money Investor would execute an LSA with USACM. The LSAs establish
2 the contractual relationship between the Lenders and USACM, or any delegatee, successor Loan
3 servicer or assignee of the Loan servicing rights. While many Lenders invested in more than one
4 USACM Loan, they entered into only one LSA, and that LSA governed the relationship between
5 the Lender and USACM.

6 16. While USACM and the Lenders entered into different forms of LSA approximately
7 70% of the Hard Money Investors have the same form of LSA.

8 **The Loan Servicing Agreements**

9 17. The form of LSA to which the majority of Lenders are parties provides, and each
10 Lender agreed, among other things, that:

- 11 a. The Loan servicer's compensation consists of (i) an annual or base servicing
12 fee; (ii) any late charges collected from the borrower pursuant to the terms
13 of the relevant promissory note; (iii) default interest collected from the
14 borrower pursuant to the terms of the relevant promissory note;
- 15 b. The Loan servicer may delegate specific Loan servicing functions to credit
16 bureaus, real estate tax service companies, real estate brokers or agents,
17 appraisers, attorneys, trustees or others;
- 18 c. The LSA is binding upon and shall inure to the benefit of the parties'
19 respective successors and assigns;
- 20 d. The Loan servicer will exercise its business judgment in taking steps to
21 collect payment from the borrower under the note should the borrower fail
22 to make payment as required by the note;
- 23 e. The holders of 51% of the beneficial interests in a Loan may terminate the
24 Loan servicer, for cause only;
- 25 f. The Loan servicer may accept a discounted pay-off or short-sale upon the
26 consent of the holders of 51% of the beneficial interests in a Loan and that a
27 Lender's failure to object to the discounted pay-off or short sale is deemed
28 to be a consent; and
- 29 g. The Hard Money Investor is obligated to fund out of pocket costs associated

with a foreclosure of a Loan

2 18. While some LSAs do not contain each of these provisions, there are elements
3 common to all LSAs. For example: (i) no LSA prohibits the assignment of the Loan servicing
4 rights and obligations; (ii) each LSA permits the Loan servicer to exercise its business judgment in
5 pursuing collection following a default by the borrower; (iii) each LSA obligates the Lender and
6 not the Loan servicer to fund out of pocket costs associated with a foreclosure of or other
7 collection on a Loan; and (iv) each LSA provides that the Loan servicer may only be terminated
8 for cause, upon proper notice, and then only upon the election of the holders of 51% or more of the
9 outstanding beneficial interests in the Loan held by the Lenders.

10 19. The LSAs and Notes together provide that any monies received by the Loan
11 servicer on account of the Loan are to be applied to the repayment of any servicing advances and
12 to payment of the servicer's compensation before distribution of any amounts due to the Hard
13 Money Investor.

Asset Resolution's Interest

5 20. Following an auction in the USACM bankruptcy, Compass USA SPE, LLC
6 ("Compass") purchased USACM's interest in and rights under the LSAs, together with certain
7 Loan participation interests held by USACM's co-debtor, First Trust Deed Fund, LLC
8 (collectively, the "Purchased Assets").

19 21. Silar Advisors, on behalf of its managed fund, financed Compass' acquisition of the
20 Purchased Assets, which assets were pledged as collateral to secure Compass' obligation to repay
21 the Loan extended by Silar Advisors.

22. Silar Advisors, on behalf of its managed funds, assigned all of its interest in the
23. Compass financing to Asset Resolution. Thereafter, Asset Resolution foreclosed on Compass and
24. is now a party to the LSAs and the owner of, among other things, all contract rights thereunder.

25 The formation of the Lenders Protection Group and Acts in Violation of the LSA

26 23. The Lenders Protection Group ("LPG") was formed in late November 2006, with
27 financial contributions from about 400 Hard Money Investors. The LPG was formed out of
28 network of Lenders organized by Cangelosi during the USACM bankruptcy case, many of whom
had unsuccessfully objected to the sale of USACM's servicing rights to Compass and to

1 USACM's plan of reorganization. Cangelosi was the founder and leader of the LPG and
2 participated, both individually and through the LPG, in the bankruptcy case. The LPG raised
3 money, and continues to do so, to fund litigation against Compass, Silar Advisors, LP, Silar
4 Special Opportunities Fund, LP and Asset Resolution, LLC, and generally to advance its interests
5 and the interests of its members. The LPG has spent sums for attorneys fees and fees for other
6 professionals, for road shows designed to solicit Direct Lenders to join the various limited liability
7 companies that were the initial plaintiffs in this case (the "LLCs") and for, among other things, an
8 automated telephone messaging system to spread misinformation and distrust among the Lenders.
9 Such conduct is at odds with the letter and spirit of the LSAs and the terms and provisions of the
10 sale transaction.

11 24. The LPG and its members have engaged in conduct intended to defeat Compass'
12 and Asset Resolution's performance of their obligations under the LSAs. For example, shortly
13 after Compass acquired its interests in the Purchased Assets, on March 27, 2007, Hard Money
14 Investor Kesler wrote to the borrower for the Lerin Hills Loan, Arthur Godines, and informed him
15 that "[a]s of this morning, I have received 68 faxed copies of a Limited Power of Attorney that will
16 give us the ability to pull this Loan servicing agreement from Compass Partners."

17 25. Kesler also informed Godines that "it is our intent to deal directly with you" thereby
18 usurping the servicing rights for which Compass paid approximately \$67 million in the
19 Bankruptcy.

20 26. Additional examples of improper LPG conduct include:

- 21 a. On February 3, 2007, Cangelosi sent an email to all Standard Property Loan
22 Lenders requesting that they "send notice [to Compass] now, loud and clear,
23 that the Direct Lenders are not available for any more rape."
- 24 b. The LPG website, operated and maintained by Cangelosi and the LPG,
25 referred to Compass as "Buffalo Hunters" that "do not care how many they
26 slaughter as long as they get their steak."
- 27 c. On or around February 15, 2007, Cangelosi emailed Greg Garman (a
28 member of the USACM Lenders' Committee) and other Hard Money
Investors and asked Mr. Garman, "Why are you permitting a predator to

1 purchase the interests in the LSAs?"

2 d. On or around February 21, 2007, before Compass had even had a chance to
3 form a relationship with Lenders, a Hard Money Investor Loan Captain
4 advised all Lenders in the Cabernet Loan that Compass "will be up to no
5 good, only looking out for THEIR interest."

6 27. Less than two weeks after Compass closed on its acquisition of the Purchased
7 Assets, the LPG published and distributed a March 1, 2007 newsletter containing a heading "Why
8 Compass is the Enemy" and stated "we are now facing this new predator, Compass Partners, who
9 is in direct conflict with us, the Lenders."

10 28. The newsletter acknowledged that "under our Loan Servicing Agreements, a Loan
11 Servicer, in good standing, may be entitled to keep default interest if they collect it from the
12 borrowers." The newsletter also states that the Plan Confirmation Order entered in the bankruptcy
13 case "arguably did not grant Compass" the right to receive "acrued default interest and late fees"
14 from "the principal due Lender at payoff if not collected from the Borrowers." The newsletter also
15 claimed that Compass had the incentive to delay "by any means at their disposal" the payoff of the
16 Loans.

17 29. The March 1 newsletter also stated that the LPG had been in contact "with multiple
18 borrowers" relating to the Loans and suggests that Compass had been acting illegally and/or in
19 breach of the LSAs by pursuing the recovery of default interest and late fees.

20 30. Also in March 2007, Cangelosi and the LPG began soliciting proxies from Lenders
21 to terminate Compass. During this process, Cangelosi and the Loan Captains convinced Lenders
22 to convey their beneficial interest in the Loans to Nevada limited liability companies (the "LLCs")
23 that were created by Cangelosi relative to each Loan. In return, the Lenders received a
24 proportional membership interest in the LLC.

25 The LLCs and the purported termination of Compass

26 31. Prior to May 18, 2007, Lenders purporting to be the holders of 51% of the
27 outstanding beneficial interests in the 3685 San Fernando, 5055 Collwood, 6425 Gess, 60th Street
28 Ventures, Amesbury Hatters Point, Anchor B, Bar-USA, Bay Pompano, Binford, Brookmere,
Bundy Canyon 5.725, Bundy Canyon 2.5, Bundy Canyon 5.0, Bundy Canyon 7.5, Cabernet,

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1 Castaic II, Castaic III, Charlevoix, Clear Creek Plantation, Com Vest, Copper Sage II, Corman
2 Toltec, Del Valle Livingston, Eagle Meadows, Fiesta Murietta, Fiesta USA Stoneridge, Foxhills
3 216, Gramercy Court, Harbor Georgetown, Hesperia, HFA Clearlake I, HFA Clearlake II,
4 Huntsville, La Hacienda, Lake Helen Parnters, Lerin Hills, Margarita Annex, Marlton Square I,
5 Marlton Square II, Mountain House, Oak Shores II, Ocean Atlantic 2.75, Ocean Atlantic 9.425,
6 Palm Harbor, Shamrock Tower, So Cal Land, Standard Property, Tapia Ranch, Ten Ninety 4.15,
7 Gardens 2.425 and Gardens Timeshare Loans had transferred their interest in the Loans to the
8 specific LLC of the same name.

9 32. By letters dated May 18, 2007, Lender 2 Lender, LLC ("L2L"), another company
10 formed by Cangelosi to ultimately take over the servicing of the Loans, sent letters to Compass
11 stating that Compass' rights to service the Loans had been terminated based on the purported
12 election of the holders of 51% of the beneficial interests in the Loans. The letters were sent
13 without prior notice to Compass, without specifying cause for Compass' purported termination and
14 in violation of the LSAs.

15 33. By separate letters of that date, L2L informed the borrowers on the Loans that
16 Compass had been terminated as Loan servicer and was "not authorized to act on behalf of the
17 Lenders of the Loan for any purpose whatsoever" and warned the borrowers that "[a]ll payments
18 made to Compass shall be at your own peril." The letters instructed borrowers to make all future
19 Loan payments to L2L rather than Compass.

20 34. During this time, the LPG also expanded its list of targets to include Silar.

21 35. In July of 2007, Defendant Rodger Stubbs, an agent of and spokesman for the LPG,
22 sent an email to Robert Leeds of Silar threatening to initiate a \$100 million RICO suit against Silar
23 unless Silar agreed to the LPG demands. For example, the email states that Silar may want to "opt
24 out as I realize the disclosure headaches that you may have as a result of a \$100 million lawsuit
25 and how that could affect your management of the Hedge Fund." The email concludes: "the
26 bottom line is that you will most likely lose the money that you spent backing the Compass play.
27 It didn't work. The question is, do you want to lose that money, and be subject to the liability of
28 tort actions in addition to a possible RICO action? You have the power to bring this nasty
litigation to an end."

1 36. As a result of the LPG's actions and the actions of its members, Compass lost more
2 than \$25 million in equity, became unable to repay the Loan from Silar Advisors and was
3 ultimately driven out of business. These same acts had a severe negative impact on the value of
4 the assets that Compass had acquired from USCAM and severely and negatively impacted the
5 value of the collateral held by Silar. Further, expert analysis establishes that these acts of
6 interference have diminished the value of the collateral by \$150 million, severely harming Silar
7 and Asset Resolution.

8 **Compass Pursues Cangelosi and others for contempt**

9 37. On May 25, 2007, Compass filed with the Bankruptcy Court an Emergency Motion
10 for an Order Pursuant to 11 U.S.C. §§ 105 and 1141 Enforcing Confirmation Order and for Civil
11 Contempt Sanctions (the "Enforcement Motion"). The Enforcement Motion sought, among other
12 things, an order directing Cangelosi and other Lenders specified therein, to comply with the
13 express terms of the Confirmation Order and the LSAs.

14 38. Following briefing by the parties, the Bankruptcy Court held a hearing on the
15 Enforcement Motion on June 20, 2007. At the hearing, Judge Riegle directed Cangelosi to mail a
16 letter to all borrowers advising them that Cangelosi's May 18, 2007 correspondence was "void and
17 of no effect," that Compass remains the exclusive entity authorized to act on behalf of the Lenders
18 on the Loans, and that all payments on the Loans should continue to be made directly to Compass.

19 39. Cangelosi sent a two-page letter to all Lenders reporting on the June 20, 2007
20 hearing. This letter failed to mention Judge Riegle's ruling that Compass remained the exclusive
21 entity authorized to act on behalf of the Lenders in the Loans.

22 40. Compass sent a letter to Cangelosi on July 20, 2007 advising that Cangelosi, the
23 LPG and the LLCs had not complied with Judge Riegle's order and that a letter must be sent to
24 borrowers advising them that the LLCs' purported termination of Compass was void and of no
25 effect. Compass' letter also informed Cangelosi that Compass had learned that Lenders affiliated
26 with Cangelosi and the LPG were still contacting borrowers and directly negotiating payments of
27 their Loans in violation of the LSAs. Cangelosi failed to respond to Compass' July 20 letter or
28 otherwise acknowledge her failure to comply with Judge Riegle's June 20, 2007 order.

41. On July 24, 2007, Compass filed in the Bankruptcy Court a Motion For Order
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1 Pursuant to 11 U.S.C. § 105 Compelling Compliance with the June 20, 2007 ruling of the
2 Bankruptcy Court (the "Second Enforcement Motion").

3 42. On July 26, 2007, Cangelosi sent another letter to borrowers. Again, this letter did
4 not comply with Judge Riegle's June 20, 2007 ruling; instead it erroneously informed borrowers
5 that the Bankruptcy Court "entered an order temporarily staying and enjoining the Lenders
6 termination of Compass" and that Cangelosi was "confident their termination of Compass was
7 proper."

8 43. A hearing was held on July 27, 2007 in the Bankruptcy Court. At the hearing,
9 Judge Riegle called Cangelosi's letter "totally inappropriate in a letter that is meant to ensure that
10 borrowers still pay Compass." Judge Riegle ordered Cangelosi to send another letter to the
11 borrowers and to all Lenders affiliated with Cangelosi. Judge Riegle ordered that this letter
12 include explicit language advising that the purported termination of Compass by the LLCs was
13 "ineffectual," and that Compass remains the servicer of the Loans pending further order of the
14 Court.

15 44. Judge Riegle further ordered that this letter explicitly state that "Compass remains
16 the exclusive entity authorized to act on behalf of all Lenders in the Loan." Judge Riegle also
17 ordered that a copy of the Bankruptcy Court's Order (entered thereafter on August 1, 2007) be
18 attached to each letter.

19 45. The August 1 Order provided that, until further order of a court of competent
20 jurisdiction: (i) all Lenders are enjoined, prevented and restrained from terminating Compass, or
21 effectuating any change or replacement of Compass as their Loan servicer, (ii) Compass remains
22 the Loan servicer with respect to all Loans, and (iii) Lenders are enjoined from initiating contact
23 with the borrower in any Loan which undermines Compass' exclusive authority to act on behalf of
24 the Lenders as Loan servicer, or purports that an entity other than Compass is authorized to
25 negotiate with the borrower on behalf of the Lenders in such Loan.

26 46. Cangelosi sent the letter required by Judge Riegle on or about August 6, 2007.

27 47. Despite Judge Riegle's explicit orders, Cangelosi and certain members of the LPO
28 continued to engage in communications with borrowers because of Cangelosi's stated intention
that "[i]f you get Compass out of the way, then you get a better deal for the [Lenders]. Straight

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1 and Simple." Cangelosi admitted to communicating with at least eight borrowers about their
2 Loans between August 1, 2007 and September 8, 2007.

3 48. For example, Cangelosi admitted to communicating with Kent Hoggan, a borrower,
4 between September 1st and September 8th of 2007, about whether a notice of default had been
5 issued against his property or if Compass had begun foreclosure proceedings against his property.
6 Cangelosi and Hoggan also communicated about the possibility of the Lenders forbearing if
7 Hoggan again began paying interest on the Loan.

8 49. Cangelosi also admitted to multiple conversations with Abel Godines, the borrower
9 in the Lerin Hills Loan between August 1, 2007 and September 8, 2007 about the status of the
10 Loan. During this time period, Loan Captain Kessler also communicated with Godines about the
11 Lerin Hills Loan. Cangelosi developed such a close relationship with Godines that, she testified,
12 he called her "almost crying" about his inability to make good on his obligations.

13 50. Cangelosi also admitted to speaking to Bob Russell, the borrower in several
14 USACM Loans, including the Copper Sage Loan, in or around July 2007. Cangelosi asked Russell
15 if he was willing to dismiss a lawsuit against Lenders in the Copper Sage Loan if those Lenders
16 sold their interest in the Loan to a vulture fund.

17 51. As a result of Cangelosi's improper conduct, on November 6, 2007, the United
18 States District Court entered an order holding, among other things, that "any and all efforts to
19 terminate Compass as servicer of the Loans heretofore taken by Cangelosi, FDH, L2L, or the
20 LLCs were void and without effect, including, but not limited to, the purported termination of
21 Compass as servicer of the Loans pursuant to the letters executed by Cangelosi on behalf of FDH
22 as purported manager of the LLCs dated May 18, 2007."

23 52. To this very date, Cangelosi has continued to interfere with the servicing activities
24 of Asset Resolution, inserting herself into Asset Resolution's efforts during 2008 and 2009 to sell
25 a foreclosed upon property in Houston for the benefit of all the Lenders with interests in that Loan.
26 The activities of Cangelosi and others who acted in concert with her were the direct and proximate
27 cause of a decrease in value for the property of more than \$8 million.

28 53. No proper or legally effective notice of termination has ever been served on
Compass, Silar or Asset Resolution.

FIRST CAUSE OF ACTION

(Declaratory Judgment – Asset Resolution against all Defendants)

54. Plaintiffs reallege and replead each and every allegation of the preceding paragraphs as fully set forth hereunder.

55. Asset Resolution is the current owner of the rights under, and is a party to, the LSAs, and is the successor to Compass' rights thereunder.

56. An actual, ripe and justiciable controversy has arisen and now exists between Asset Resolution on the one hand, and the Defendants on the other as follows:

- a. Asset Resolution contends that no termination of the Loan servicing rights or the LSAs has occurred. Defendants contend, however, that Compass was terminated as Loan servicer and therefore Asset Resolution did not acquire the Loan servicing rights when it foreclosed on Compass.
- b. Asset Resolution contends that the Notes and LSAs provide for the payment to the Loan servicer of its compensation, including, but not limited to, default interest and late fees, relative to an individual Loan before payment to the Lenders on that Loan of the sums due them. Defendants contend, however, that the Lenders are entitled to receive payments of principal and ordinary interest before the Loan servicer is able to receive payment of its compensation represented by default interest and late fees.
- c. Asset Resolution contends that pursuant to the terms of the LSAs, the Lenders may only terminate the Loan servicer for cause upon the election of the holders of 51% of the beneficial interests in a given Loan to do so. Defendants contend, however, that cause need not be established for a termination to be effective.
- d. Asset Resolution contends that there is no current basis to terminate Asset Resolution as the Loan servicer. Defendants contend, however, that cause exists to terminate Asset Resolution as Loan servicer.
- e. Asset Resolution contends that the LSAs obligate the Lender, and not the Loan servicer, to fund advances to protect the Lender's interest in the Loan

1 and the collateral property. Defendants contend, however, that the LSAs
 2 require the Loan servicer to fund advances.

3 57. A determination of the disputes set forth in paragraph 54 above is necessary and
 4 appropriate at this time to resolve the contractual disputes between Asset Resolution and
 5 Defendants.

6 **SECOND CAUSE OF ACTION**

7 **(Breach of Contract – Asset Resolution against all Defendants)**

8 58. Plaintiffs reallege and replead each and every allegation of the preceding
 9 paragraphs as fully set forth hereunder.

10 59. Asset Resolution is the current owner of the rights under, and is a party to, the
 11 LSAs, and is the successor to Compass' rights thereunder.

12 60. Asset Resolution and each of the Lenders are contractual counter-parties to the
 13 LSAs.

14 61. Each LSA provides, among other things, that:

- 15 a. The Loan servicer's compensation consists of (i) an annual or base servicing
 fee; (ii) any late charges collected from the borrower pursuant to the terms
 of the relevant promissory note; (iii) default interest collected from the
 borrower pursuant to the terms of the relevant promissory note;
- 16 b. The Loan servicer may delegate specific Loan servicing functions to credit
 bureaus, real estate tax service companies, real estate brokers or agents,
 appraisers, attorneys, trustees or others;
- 17 c. The LSA is binding upon and shall inure to the benefit of the parties'
 respective successors and assigns;
- 18 d. The Loan servicer will exercise its business judgment in taking steps to
 collect payment from the borrower under the note should the borrower fail
 to make payment as required by the note;
- 19 e. The holders of 51% of the beneficial interests in a Loan may terminate the
 Loan servicer, for cause only;
- 20 f. The Loan servicer may accept a discounted pay-off or short-sale upon the

consent of the holders of 51% of the beneficial interests in a Loan and that a Lender's failure to object to the discounted payoff of short sale is deemed to be a consent; and

g. The Lender is required to pay servicing advances "immediately or upon demand" by the Loan servicer.

6 62. In reliance on the Defendants' promised performance of their obligations under the
7 LSAs, including, without limitation, those obligations set forth in paragraph 58 above, Silar, on
8 behalf of its managed funds, financed approximately \$67 million under its agreements with
9 Compass. All of Silar's interests with respect to Compass, and in and to the collateral that was
10 pledged under the financing agreements, have been assigned to Silar and to Asset Resolution.

11 63. Also in reliance on the Defendants' performance of their obligations under the
12 LSAs, including, without limitation, those obligations set forth in paragraph 58 above, Compass
13 expended more than \$25 million of its equity to service the properties for the benefit of the
14 Lenders, including advancing funds to, among other things, pay delinquent taxes, to discharge
15 mechanics' liens, pay insurance premiums and the like.

16 64. Defendants, individually and through the LPG (including by ratifying its actions),
17 by supporting and pursuing the actions of Cangelosi and others, have each breached their
18 respective LSAs by, among other things: (i) purporting to terminate Compass as a party to the
19 LSAs without cause; (ii) refusing to acknowledge Asset Resolution as a party to the LSAs; (iii)
20 interfering, collectively and individually, with Compass' and now Asset Resolution's performance
21 under the LSAs; and (iv) failing and refusing to pay servicing advances immediately and/or upon
22 demand by Compass and Asset Resolution.

23 65. As a result of these breaches, Compass and Asset Resolution were deprived of the
24 benefit of their bargain with respect to the LSAs.

25 66. Additionally, Compass and Asset Resolution have spent significant sums in
26 performing their obligations under the LSAs, and those sums have been lost as a result of
27 Defendants' breaches, as alleged herein.

28 67. Due to Defendants' conduct, Asset Resolution has been damaged in an amount in
excess of \$10,000.00.

68. Asset Resolution has been required to retain legal counsel to enforce its rights and seek recovery of all reasonable attorneys' fees and costs incurred in this action.

THIRD CAUSE OF ACTION

(Breach of Covenant of Good Faith and Fair Dealing – Asset Resolution against all Defendants)

69. Plaintiffs reallege and replead each and every allegation of the preceding paragraphs as fully set forth hereunder.

70. Asset Resolution is the current owner of the rights under, and is a party to, the LSAs, and is the successor to Compass' rights thereunder.

71. Asset Resolution and each of the Hard Money Investors are contractual counter-parties to the LSAs.

72. Defendants, as parties to the LSAs, owed Compass and owe Asset Resolution a duty of good faith and fair dealing arising from the LSAs.

73. As alleged more fully above, Defendants breached the duty of good faith and fair dealing they owed Compass and Asset Resolution by:

- a. Purporting to terminate Compass as Loan servicer, without cause, and otherwise in violation of the terms of the LSAs;
- b. Making misrepresentations about Compass, Silar and Asset Resolution to other Lenders for the purpose of inducing those Lenders to breach their obligations under their own LSAs; and
- c. Acting generally and repeatedly and at least since March 2007 in contravention with the letter and spirit of the LSAs and in order to frustrate Compass' and then Asset Resolution's ability to perform under the LSAs.

74. As a result of the Defendants' breaches of the covenant of good faith and fair dealing implied in the LSAs, Asset Resolution has been damaged in an amount in excess of \$10,000.00.

75. Asset Resolution has been required to retain legal counsel to enforce its rights and
76. seek recovery of all reasonable attorneys' fees and costs incurred in this action.

FOURTH CAUSE OF ACTION

1 (Civil Conspiracy – against all Defendant members of the LLCs, LPG, L2L and other Lenders
 2 conspiring therewith)

3 76. Plaintiffs reallege and replead each and every allegation of the preceding
 4 paragraphs as fully set forth hereunder.

5 77. The Lenders, as individuals and as members of the various Nevada limited liability
 6 companies formed by Donna Cangelosi and as members of the Lenders Protection Group (LPG)
 7 worked in concert to deprive Compass and ultimately Asset Resolution of the Loan servicing
 8 rights acquired from USACM.

9 78. The Defendants worked together as a group with the intention to interfere and cause
 10 harm to Plaintiffs by, among other things, contacting borrowers and indicating that borrowers
 11 should direct their payments to L2L rather than to Compass, improperly refusing to allow
 12 Compass to renegotiate the terms of several Loans to avoid foreclosure, improperly refusing to
 13 accept valid purchase offers, refusing to fund advances as required by the LSAs, and attempting to
 14 terminate Compass as the Loan servicer without cause and in violation of the LSAs and several
 15 Bankruptcy Court orders.

16 79. Such actions were conducted with the objective of causing harm to Plaintiffs by
 17 interfering with the Loan servicing rights and interests in the various Loans that Compass and then
 18 Silar and Asset Resolution acquired from USACM. Defendants acted in concert with the intent to
 19 harm Silar's and Asset Resolution's interests by causing damage to the value of the assets
 20 purchased by Compass in the USACM bankruptcy case.

21 **FIFTH CAUSE OF ACTION**

22 (Concert of Action – against all Defendant members of the LLCs, LPG, L2L and other
 23 Lenders acting in concert therewith)

24 80. Plaintiffs reallege and replead each and every allegation of the preceding
 25 paragraphs as fully set forth hereunder.

26 81. The Defendants had an agreement among them and acted in conformity with that
 27 agreement when they committed they intentionally interfered with Plaintiffs contracts with other
 28 Lenders.

82. The Defendants acted pursuant to a common design to derail the efforts of Compass

1 and ultimately Silar and Asset Resolution to service the various Loans in which Silar had invested
2 by, among other things, contacting borrowers and directing those borrowers to make all future
3 Loan payments to L2L instead of Compass, improperly attempting to terminate Compass and now
4 Silar and Asset Resolution as Loan servicer without cause, improperly refusing to accept
5 legitimate purchase offers, and refusing to fund advances as required by the LSAs.

6 83. As a result of Defendants' conduct, Plaintiffs have been damaged in an amount in
7 excess of \$10,000.

8 **SIXTH CAUSE OF ACTION**

9 **(Conversion – against all Defendant members of the LLCs and LPG)**

10 84. Plaintiffs reallege and replead each and every allegation of the preceding
11 paragraphs as fully set forth hereunder.

12 85. Defendants committed a distinct act of dominion over Plaintiffs' personal property
13 when the Defendants contacted borrowers and directed the borrowers to no longer send Loan
14 payments to Compass, but to direct all payments to L2L.

15 86. Such conduct was inconsistent with Plaintiffs' rights to service the various Loans
16 embodied in the Loan servicing agreements and USACM's confirmed plan of reorganization and
17 caused severe damage to the value of the assets purchased by Compass and now owned by Asset
18 Resolution.

19 87. Defendants acts were in defiance, derogation or exclusion of Plaintiffs' exclusive
20 rights to service the Loans.

21 88. As a result of Defendants' conduct, plaintiffs have suffered damages in excess of
22 \$10,000.

23 **SEVENTH CAUSE OF ACTION**

24 **(Intentional Interference with Contractual Relationships – against all Defendant members of
25 the LLCs and the LPG)**

26 89. Plaintiffs reallege and replead each and every allegation of the preceding
27 paragraphs as fully set forth hereunder.

28 90. Asset Resolution, as the current owner of the Purchased Assets, acquired the rights
previously held by Compass and USACM to service the Loans pursuant to the various LSAs, for

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1 the benefit of over 3,000 Lenders with interests in various USACM brokered Loans.

2 91. The Defendants, in their capacity as individual members of the various LLCs
3 formed by Donna Cangelosi and as members of the LPG were aware of Plaintiff's contracts with
4 the remaining Lenders.

5 92. These Defendants, as members of the LLCs and LPG committed intentional acts
6 intended or designed to disrupt Plaintiffs' contractual relationships with the other Lenders. For
7 example, the Defendant members of the LLCs and LPG solicited further membership of the LLCs
8 and LPG from various Lenders in an effort to terminate the Loan servicer and commence servicing
9 of the Loans through L2L in violation of the LSAs. As previously stated, these Defendants also
10 contacted the borrowers and directed them to make further payments to L2L and not Compass,
11 again in direct violation of the LSAs that Plaintiffs had in place with other Lenders. This conduct
12 interfered with Plaintiffs' own contractual rights to service the Loans on behalf of other Lenders
13 under the LSAs. These Defendants' attempts to induce other Lenders to breach the LSAs and join
14 forces with the LPG and LLCs also interfered with Plaintiffs contractual relationships and
15 interfered with Plaintiff's own rights under the LSAs to perform the servicing obligations and to
16 collect the fees to which it is entitled thereunder..

17 93. As a result of this conduct, Plaintiffs have suffered damages in excess of \$10,000.

EIGHTH CAUSE OF ACTION

19 (Alter Ego Liability – against Defendant Members of LLCs)

20 94. Plaintiffs reallege and replead each and every allegation of the preceding
21 paragraphs as fully set forth hereunder.

22 95. The Nevada limited liability companies formed by Donna Cangelosi, were
23 influenced and governed by Cangelosi and their Hard Money Investor members.

24 96. There was such a unity of interest between the Lender members of the LLCs and
25 the LLCs that they are inseparable from one another.

26 97. The facts alleged herein are such that adherence to the fictional entities, i.e. the
27 LLCs, would either sanction a fraud or promote injustice.

28 98. As a result of these actions, Plaintiffs have been damaged in an amount greater than
\$10,000.

